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JOURNAL

OF THE

Second Annual Session

OF THE

One Hundred and Thirtieth Senate

OF THE

STATE OF NEW JERSEY

BEING THE

One Hundred and Ninety-eighth Session of the Legislature

1979

MEMBERS OF THE ONE HUNDRED AND THIRTIETH SENATE OF THE STATE OF NEW JERSEY

First District
(Cape May, Cumberland)
JAMES S. CAFIERO

Second District
(Atlantic, parts of Burlington and Ocean)
STEVEN P. PERSKIE

Third District
(Salem, part of Gloucester)
RAYMOND J. ZANE

Fourth District
(Parts of Camden, Gloucester and Burlington)
JOSEPH A. MARESSA

Fifth District
(Part of Camden)
ANGELO T. ERRICHETTI

Sixth District
(Parts of Camden and Burlington)
LEE B. LASKIN

Seventh District
(Part of Burlington)
CHARLES B. YATES

Eighth District
(Parts of Burlington, Ocean, Monmouth and Mercer)
BARRY T. PARKER

Ninth District
(Parts of Ocean, Burlington and Monmouth)
JOHN F. RUSSO

Tenth District
(Parts of Monmouth and Ocean)
BRIAN T. KENNEDY

Eleventh District
(Part of Monmouth)
S. THOMAS GAGLIANO

Twelfth District
(Parts of Monmouth and Middlesex)
EUGENE J. BEDELL

Thirteenth District
(Part of Mercer)
JOSEPH P. MERLINO

Fourteenth District
(Parts of Mercer, Hunterdon, Morris and Middlesex)
WALTER E. FORAN

Fifteenth District
(Part of Passaic, Sussex and Warren)
WAYNE DUMONT, Jr.

Sixteenth District
(Parts of Somerset, Hunterdon and Morris)
JOHN H. EWING

Seventeenth District
(Part of Middlesex and Somerset)
WILLIAM J. HAMILTON

Eighteenth District
(Part of Middlesex)
BERNARD J. DWYER

Nineteenth District
(Part of Middlesex)
LAURENCE S. WEISS

Twentieth District
(Part of Union)
ANTHONY E. RUSSO

Twenty-first District
(Parts of Union and Middlesex)
JOHN T. GREGORIO

Twenty-second District
(Part of Union and Morris)
*PETER J. McDONOUGH
**DONALD DiFRANCESCO

---

*Resigned Jan. 9, 1979
**Elected Nov. 6, 1979

MEMBERS OF THE ONE HUNDRED AND THIRTIETH SENATE OF THE STATE OF NEW JERSEY

(Continued)

TWENTY-THIRD DISTRICT
(Part of Morris)
JOHN H. DORSEY

TWENTY-FOURTH DISTRICT
(Parts of Morris, Union and Passaic)
JAMES P. VREELAND, JR.

TWENTY-FIFTH DISTRICT
(Parts of Essex, Morris and Passaic)
JAMES H. WALLWORK

TWENTY-SIXTH DISTRICT
(Part of Essex)
FRANK J. DODD

TWENTY-SEVENTH DISTRICT
(Part of Essex)
CARMEN A. ORECHIO

TWENTY-EIGHTH DISTRICT
(Part of Essex)
†MARTIN L. GREENBERG
††JOHN P. CAUFIELD

TWENTY-NINTH DISTRICT
(Part of Essex)
WYNONA M. LIPMAN

THIRTIETH DISTRICT
(Parts of Essex and Hudson)
FRANCIS E. RODGERS

THIRTY-FIRST DISTRICT
(Part of Hudson)
WALTER N. SHEIL

†Resigned Aug. 16, 1979
††Elected Nov. 6, 1979

THIRTY-SECOND DISTRICT
(Part of Hudson)
DAVID FRIEDLAND

THIRTY-THIRD DISTRICT
(Part of Hudson)
WILLIAM VINCENT MUSTO

THIRTY-FOURTH DISTRICT
(Part of Passaic)
JOSEPH HIRKALA

THIRTY-FIFTH DISTRICT
(Part of Passaic)
FRANK X. GRAVES, JR.

THIRTY-SIXTH DISTRICT
(Part of Bergen)
ANTHONY SCARDINO, JR.

THIRTY-SEVENTH DISTRICT
(Part of Bergen)
MATTHEW FELDMAN

THIRTY-EIGHTH DISTRICT
(Part of Bergen)
JOHN M. SKEVIN

THIRTY-NINTH DISTRICT
(Part of Bergen)
FRANCIS X. HERBERT

FORTIETH DISTRICT
(Part of Bergen)
GARRETT W. HAGEDORN

OFFICERS OF THE SENATE

PRESIDENT

JOSEPH P. MERLINO

SECRETARY

ROBERT E. GLADDEN

ASSISTANT SECRETARIES

ROY J. SCHLEICH
JOHN J. McCARTHY

JOURNAL CLERK

LEON LEOPARDI

SERGEANTS-AT-ARMS

EDWARD JURIS
FRANK SPERDUTO

MEMBERS OF THE GENERAL ASSEMBLY

District 1
(Cape May, Cumberland)
Joseph W. Chinnici
James R. Hurley

District 2
(Atlantic, Parts of Burlington and Ocean)
William L. Gormley
Michael J. Matthews

District 3
(Salem and Part of Gloucester)
Martin A. Herman
H. Donald Stewart

District 4
(Parts of Gloucester, Camden and Burlington)
Kenneth A. Gewertz
Francis J. Gorman

District 5
(Part of Camden)
Walter Rand
Ernest F. Schuck

District 6
(Parts of Camden and Burlington)
Mary Keating Croce
Barbara Berman

District 7
(Part of Burlington)
Herman T. Costello
Barbara F. Kalik

District 8
(Parts of Burlington, Ocean, Monmouth and Mercer)
Clifford W. Snedeker
H. James Saxton

District 9
(Parts of Ocean, Burlington, and Monmouth)
John Paul Doyle
Daniel F. Newman

District 10
(Parts of Monmouth and Ocean)
William F. Dowd
Anthony M. Villane, Jr.

District 11
(Part of Monmouth)
†Walter J. Kozloski
Marie A. Muhler

District 12
(Parts of Monmouth and Middlesex)
William E. Flynn
Richard Van Wagner

District 13
(Part of Mercer)
Francis J. McManimon
*Helen A. Szabo
**Gerald R. Stockman

District 14
(Parts of Mercer, Hunterdon, Morris and Middlesex)
Barbara W. McConnell
Karl Weidel

District 15
(Sussex, Warren and Part of Passaic)
Robert E. Littell
Donald J. Albanese

District 16
(Parts of Somerset, Hunterdon and Morris)
Elliott F. Smith
Walter J. Kavanaugh

District 17
(Parts of Middlesex and Somerset)
David C. Schwartz
Joseph D. Patero

District 18
(Part of Middlesex)
James W. Bornheimer
John H. Froude

District 19
(Part of Middlesex)
Alan J. Karcher
George J. Otlowski

District 20
(Part of Union)
C. Louis Bassano
Charles L. Hardwick

District 21
(Parts of Union and Middlesex)
Thomas J. Deverin
Raymond Lesniak

---

* Resigned Sept. 25, 1978
**Elected Nov. 7, 1978
† Died Nov. 25, 1979

District 22
(Parts of Union and Morris)
††Donald DiFrancesco
William J. Maguire

District 23
(Part of Morris)
James J. Barry, Jr.
Rosemarie Totaro

District 24
(Parts of Morris, Union and Passaic)
Barbara A. Curran
Dean A. Gallo

District 25
(Parts of Essex, Morris and Passaic)
Jane Burgio
Frederic Remington

District 26
(Part of Essex)
Richard James Codey
Mildred Barry Garvin

District 27
(Part of Essex)
Carl A. Orechio
A. Joseph Fortunato

District 28
(Part of Essex)
Mary M. Scanlon
†Peter Shapiro

District 29
(Part of Essex)
Willie B. Brown
Eugene H. Thompson

District 30
(Parts of Hudson and Essex)
Michael F. Adubato
John F. Cali

District 31
(Part of Hudson)
Patrick C. Pasculli
Charles Mays

District 32
(Part of Hudson)
Thomas F. Cowan, Sr.
Robert C. Janiszewski

District 33
(Part of Hudson)
Thomas A. Gallo
Christopher J. Jackman

District 34
(Part of Passaic)
William J. Bate
Emil Olszowy

District 35
(Part of Passaic)
John A. Girgenti
Vincent Ozzie Pellecchia

District 36
(Part of Bergen)
Robert P. Hollenbeck
Richard Visotcky

District 37
(Part of Bergen)
Byron M. Baer
Albert Burstein

District 38
(Part of Bergen)
Paul J. Contillo
Robert Burns

District 39
(Part of Bergen)
Greta Kiernan
Harold Martin

District 40
(Part of Bergen)
W. Cary Edwards
Walter M. D. Kern, Jr.

†Resigned Jan. 9, 1979
††Resigned Nov. 13, 1979

OFFICERS OF THE GENERAL ASSEMBLY

Speaker—Christopher J. Jackman

Speaker Pro Tem.—Thomas J. Deverin

Clerk—John J. Miller, Jr.

Journal Clerk—Mary E. Weber

Sergeant-at-Arms—Leo A. Mault

Majority Leader—Albert Burstein

Assistant Majority Leader—John Paul Doyle

Assistant Majority Leader—Alan J. Karcher

Assistant Majority Leader—Ernest F. Schuck

Majority Whip—Willie B. Brown

Majority Whip—Mary Keating Croce

Minority Leader—James R. Hurley

Assistant Minority Leader—Dean A. Gallo

Minority Whip—Walter J. Kavanaugh

Deputy Minority Whip—Marie A. Muhler

JOURNAL OF THE SENATE

State of New Jersey

Senate Chamber,

TUESDAY, January 9, 1979.

The Senate Session was called to order by the Secretary, Robert E. Gladden.

The Session was opened with a prayer by Monsignor George Ardos.

Upon calling the roll the following Senators answered the call and the Secretary declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—36.

Mr. Parker offered the following resolution which was read and adopted by voice vote:

Resolved, That Garret W. Hagedorn be elected Temporary President of the Senate.

Mr. Hagedorn took the Chair.

Mr. Hagedorn recognized Mr. J. Russo of Ocean County.

Mr. J. Russo moved that the Senate proceed to the election of a Temporary Secretary.

Mr. Maressa offered the following resolution which was read and adopted by voice vote:

Resolved, That Robert E. Gladden be elected Temporary Secretary of the Senate.

Mr. Yates seconded the nomination.

There being no other nominations, Robert E. Gladden was duly elected to the office of Temporary Secretary.

Mr. J. Russo moved to proceed to the election of a President Pro-Tem.

Mr. Hagedorn recognized Mr. Dodd.

Mr. Dodd nominated Mr. Feldman of Bergen County for President Pro-Tem.

Mr. Scardino seconded the nomination.

There being no other nominations, Mr. Feldman was elected by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino, Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—34.

In the negative—None.

The oath of office was administered to the President Pro-Tem by Mr. Hagedorn.

Mr. Feldman recognized Mr. J. Russo of Ocean County.

Mr. J. Russo moved to proceed to the election of a Permanent President.

Mr. Musto offered in nomination for the office of Permanent President, Joseph P. Merlino of Mercer County.

Mr. Foran seconded the nomination.

There being no other nominations Mr. Merlino was elected Permanent President by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Musto, Parker, Perskie, Rodgers,

A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—35.

In the negative—None.

Mr. Feldman stated that Joseph P. Merlino of Mercer County, having received thirty-five (35) votes in the affirmative and no (0) votes in the negative, declared him elected to the office of Permanent President of the Senate.

President Pro-Tem Feldman administered the oath of office.

President Merlino recognized Mr. J. Russo of Ocean County.

Mr. J. Russo moved to proceed to the election of a Permanent Secretary.

Mr. Maressa placed in nomination for Permanent Secretary, Robert E. Gladden.

Mr. Yates seconded the nomination.

There being no other nominations Mr. Gladden was elected Permanent Secretary by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—36.

In the negative—None.

Mr. Merlino stated that Robert E. Gladden having received thirty-six votes (36) in the affirmative and no(0) votes in the negative, declared him elected to the office of Permanent Secretary of the Senate.

Mr. Merlino administered the oath of office to Robert E. Gladden.

Mr. J. Russo offered the following concurrent resolutions, which were read and adopted:

Be It Resolved by the Senate of the State of New Jersey (the General Assembly concurring):

That at 2 p.m. both Houses of the Legislature meet in joint session for the purpose of receiving the Annual Message of His Excellency, Brendan T. Byrne, Governor of the State of New Jersey, which will be delivered in person.

Be It Resolved by the Senate of the State of New Jersey (the General Assembly concurring):

That the printer be directed to furnish, as soon as printed and without waiting for the regular distribution, the number of copies of each bill, joint resolution and concurrent resolution introduced in the Senate and General Assembly, each committee substitute therefor, each official copy reprint thereof, and each printed amendment thereof, herein designated, to the following:

The Governor—21.

The Secretary of State—40.

The Attorney General—4.

Law Revision and Legislative Services—15.

State Library Reference Bureau, for use of said Bureau and for exchange with other states—200.

Be It Further Resolved, That the printer likewise furnish to the State Library Legislative Reference Bureau, 20 copies of each weekly installment of the Senate Journal and Minutes of the General Assembly.

Be It Resolved by the Senate of the State of New Jersey (the General Assembly concurring):

1. The Secretary of the Senate and the Clerk of the General Assembly be designated request officers for the Legislature as required by law.

2. The legislative printer shall print and make distribution of bills, resolutions, installments of the Senate Journal and Minutes of the General Assembly as heretofore and in accordance with the legislative printing contract.

3. The Legislative Index and the New Jersey Legislative News for 1979 be subscribed to for the use of members of the Legislature, and for such officers of the Senate and General Assembly and other persons designated by the

President of the Senate and Speaker of the General Assembly, at the subscription rate heretofore established: Legislative Index, $60.00 for each subscription for a period not to exceed 10 weeks, and $6.00 per copy furnished thereafter; New Jersey Legislative News: $50.00 for each subscription.

4. 1,000 copies of each bill, joint resolution and concurrent resolution, and each official copy reprint be printed for the use of the Senate.

Resolved, That:

1. For the 1979 session there be employed for each Senator, Legislative Aides, to be designated by him at an aggregate salary of $20,000 payable in the same manner as all other Senate employees for the legislative year.

2. The 1979 Legislative Manual be distributed to the Senate on the same basis as for the 1978 session.

3. The Rules of the 1978 Senate be adopted temporarily as the Rules for 1979.

4. The "Manual for Use in Drafting Legislation for Introduction in the New Jersey Legislature," prepared and published by the Law Revision and Legislative Services, be adopted as the official manual of practice and procedure of the Senate governing the form of bills to be introduced in the Senate and governing the conduct of the preliminary examination of bills proposed for introduction in the Senate required by the Rules of the Senate; and

In order to carry out said practice and procedure, William M. Lanning, H. Arthur Smith, Jr., Mary Joan Dickson, Walter Kennedy, James H. Coleman, Jr., Gertrude Erman, and Albert Porroni be designated as counsel to the Judiciary Committee of the Senate and that the duties of such counsel shall be to conduct said preliminary examination of bills proposed for introduction in the Senate under the general supervision of the chairman of said committee and through the Division of Bill Drafting Services pursuant to law.

5. The appointment of officers and employees of the Senate by the President, and the payroll for such officers and employees of the Senate be adopted, and the Secretary be authorized to authenticate the same as approval officer.

6. All statements of expenses of the Senate or of the Legislature on account of the Senate be referred for approval and forwarded for payment from the State Treasury as heretofore.

7. The Committee on Ways and Means be authorized to procure the necessary stationery and supplies for the use of members and officers of the Senate.

8. Unless otherwise ordered, the daily sessions of the Senate shall begin on Mondays at 2 p.m. and on Thursdays at 11 a.m.

9. The Secretary of the Senate be directed to inform the General Assembly that the Senate has organized and elected the Honorable Joseph P. Merlino of the County of Mercer, President, and Robert E. Gladden, of the County of Camden, Secretary, and has proceeded to business.

10. His Excellency the Governor be informed that the Senate has organized for 1979 by the election of the Honorable Joseph P. Merlino of Mercer County, as President, and Robert E. Gladden, of Camden County, as Secretary, and is now ready to proceed to business and to receive any communications he may forward.

11. That the President appoint Senators Hirkala, Maressa, Hagedorn and Parker to wait on the Governor.

On motion of Mr. Scardino, Senate Nos. 1465, 1487 and 1488 were referred to the Institutions, Health and Welfare Committee.

The President announced receipt of, and directed the Secretary to read, 40 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the Burlington County Board of Taxation, Earl D. Emmons, of Pemberton, to succeed Samuel Paglione, resigned, for the term prescribed by law.

To be a member of the Mercer County Board of Taxation, Thomas J. Dunn, of Trenton, to succeed himself, for the term prescribed by law.

To be a member of the Hackensack Meadowlands Development Commission, Michael J. Breslin, Jr., of Oradell, to succeed himself, for the term prescribed by law.

To be a member of the Mercer County Board of Taxation, H. Rick Kline, of Trenton, to succeed Joseph M. Pierson, for the term prescribed by law.

To be a member of the North Jersey District Water Supply Commission, Elton Hill, of Newark, to succeed Dino D. Bliablias, for the term prescribed by law.

To be Director, Division on Women, Clara L. Allen, of Union City, to succeed Sylvia Johnson, deceased, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, John T. Cunningham, of Florham Park, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey Sports and Exposition Authority, Peter L. Levine, of Short Hills, to succeed Aubrey Lewis, for the term prescribed by law.

To be a member of the Tri-State Regional Planning Commission, Harold Krieger, of Jersey City, to succeed himself, for the term prescribed by law.

To be a member of the Economic Development Authority, Aldrage B. Cooper, Jr., of New Brunswick, to succeed himself, for the term prescribed by law.

To be a member of the Passaic County Board of Taxation, Adolph V. Bagli, of Hawthorne, to succeed Joseph D. Donato, resigned, for the term prescribed by law.

To be a member of the Educational Facilities Authority, Barton E. Harrison, of Cherry Hill, to succeed Jack Slavitt, resigned, for the term prescribed by law.

To be a member of the Higher Education Assistance Authority, Jerome Lieberman, of Dover, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey Sports and Exposition Authority, Alfred Linkletter, of Chatham, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Richard P. McCormick, of Piscataway, to succeed himself, for the term prescribed by law.

To be a member of the Morris County Board of Taxation, Raymond Manahan, of Mendham, to succeed himself, for the term prescribed by law.

To be a member of the Middlesex County Board of Taxation, Franklin F. Murphy, of Avenel, to succeed himself, for the term prescribed by law.

To be a member of the Natural Resources Council, J. Mary Nelson, of New Brunswick, to succeed herself, for the term prescribed by law.

To be a member of the Public Employment Relations Commission, Lloyd J. Newbaker, Jr., of Titusville, to succeed Lawrence S. Schwartz, resigned, for the term prescribed by law.

To be a member of the New Jersey Turnpike Authority, Robert O'Brien, of Camden, to succeed Robert J. Citrino, Jr., resigned, for the term prescribed by law.

To be Superintendent of Elections, Passaic County, Anthony Pasquariello, of Paterson, for the term prescribed by law.

To be a member of the Middlesex County Board of Taxation, Joseph Spataro, of South Brunswick Township, to succeed William Shelley, for the term prescribed by law.

To be a member of the Board of Governors, Rutgers, The State University, Morris Tanenbaum, of Short Hills, to succeed Donald S. MacNaughton, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, H. A. Welshons, of Clifton, to succeed himself, for the term prescribed by law.

To be Judge of the Atlantic County District Court, Michael R. Connor, of Linwood, for the term prescribed by law.

To be Judge of the Superior Court, Paul R. Huot, of Ramsey, for the term prescribed by law.

To be Judge of the Superior Court, David B. Follender, of Teaneck, for the term prescribed by law.

To be Judge of the Superior Court, Bruno L. Leopizzi, of Paterson, for the term prescribed by law.

To be Judge of the Superior Court, Felix Martino, of Short Hills, for the term prescribed by law.

To be Judge of the Superior Court, Gerald E. Monaghan, of Ridgefield Park, for the term prescribed by law.

To be Judge of the Superior Court, Robert Neustadter, of Margate, for the term prescribed by law.

To be Judge of the Superior Court, James A. O'Neill, of Wildwood Crest, for the term prescribed by law.

To be Judge of the Superior Court, Arthur L. Troast, of Wyckoff, for the term prescribed by law.

To be Judge of the Superior Court, John J. Grossi, Jr., of Jersey City, for the term prescribed by law.

To be Judge of the Atlantic County Juvenile and Domestic Relations Court, Arthur V. Guerrera, of Atlantic City, for the term prescribed by law.

To be Judge of the Bergen County Juvenile and Domestic Relations Court, Conrad Krafte, of Hillsdale, for the term prescribed by law.

To be Judge of the Bergen County District Court, Ralph A. Polito, of Lyndhurst, for the term prescribed by law.

To be Judge of the Bergen County District Court, Harvey R. Sorkow, of Bergenfield, for the term prescribed by law.

To be Judge of the Bergen County District Court, James W. Taylor, of Cresskill, for the term prescribed by law.

To be Judge of the Monmouth County Juvenile and Domestic Relations Court, Laurence C. Stamelman, of Elberon, for the term prescribed by law.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1323, Institutions, Health and Welfare Committee.

Assembly No. 1634, Institutions, Health and Welfare Committee.

Assembly No. 1638, Labor, Industry and Professions Committee.

Assembly No. 1654, Revenue, Finance and Appropriations Committee.

Assembly No. 1659, Labor, Industry and Professions Committee.

Assembly No. 1753, Labor, Industry and Professions Committee.

Assembly No. 1754, Labor, Industry and Professions Committee.

Assembly Committee Substitute for Assembly No. 1808, Revenue, Finance and Appropriations Committee.

Assembly No. 1883, County and Municipal Government Committee.

Assembly No. 1892, County and Municipal Government Committee.

Senate No. 1005, with Assembly committee amendments, without reference.

And

Senate No. 1150, with Assembly committee amendments, without reference.

Senate Nos. 1005, and 1150, both with Assembly committee amendments were taken up, read a second time, and ordered to a third reading.

The Agriculture Committee reported the following bill favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate No. 1485.

Senate No. 1485, as amended, was taken up, read a second time, and ordered to a third reading.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3001, by Messrs. A. Russo and Gregorio, without reference.

Senate No. 3002, by Messrs. J. Russo and Merlino, County and Municipal Government Committee.

Senate No. 3001, was taken up, read a second time, and ordered to a third reading.

The following communications were received and filed:

The Annual Report of the "Ad-Hoc" Committee on Automobile Insurance Reform, State of New Jersey, dated January 3, 1979.

The "Semi-Annual Survey of Municipal Law" by the County and Municipal Government Study Commission.

President Merlino announced the following appointments to the Senate Joint Committee on Ethical Standards:

Messrs. Yates, Perskie, Cafiero and Hagedorn.

On motion of Mr. J. Russo Assembly No. 1265 was transferred to the Institutions, Health and Welfare Committee.

On motion of Mr. Scardino Senate Nos. 1465 and 1487 were withdrawn from the files.

On motion of Mr. J. Russo Senate No. 1399, as amended, was referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. Merlino Senate No. 1480 was transferred to the Education Committee.

The Revenue, Finance and Appropriations Committee reported the following bill favorably with amendment, and on motion of the Chairman the amendments were adopted:

Assembly Committee Substitute for Assembly No. 1808.

Assembly Committee Substitute for Assembly No. 1808, with Senate committee amendments, was taken up, read a second time, and ordered to a third reading.

The President announced receipt of and directed the Secretary to read 2 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be Judge of the Workers' Compensation Court, Francis J. Feeley, of Washington Township, for the term prescribed by law.

To be Prosecutor of Camden County, John B. Mariano, of Haddonfield, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, January 11, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

JANUARY 11, 1979.

At 3 p.m. the Senate met.

The session was opened with prayer by Reverend Father William Dailey, Trenton, N. J.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 768, 938 and 1103, which bills were ordered held for delivery to the Governor.

Assembly Committee Substitute for Assembly No. 1808, with Senate committee amendment, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Weiss, Yates—21.

In the negative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, Vreeland, Wallwork, Zane—14.

Mr. Dodd moved that Assembly No. 688 be placed back on second reading for the purpose of amendment, which motion lost by the following vote:

In the affirmative were—

Dodd, Dumont, Ewing, Kennedy, J. Russo, Scardino, Zane—7.

In the negative were—

Bedell, Dwyer, Friedland, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Merlino (President), Musto, Rodgers, Sheil, Weiss, Yates—14.

Assembly No. 688 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dwyer, Feldman, Friedland, Greenberg, Gregorio, Hamilton, Hirkala, Lipman, Merlino (President), Musto, Perskie, Rodgers, A. Russo, Sheil, Weiss—16.

In the negative were—

Cafiero, Dodd, Dorsey, Dumont, Ewing, Gagliano, Hagedorn, Kennedy, Laskin, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Yates, Zane—16.

On motion of Mr. Hamilton the rules were suspended and Assembly No. 688 was laid over.

The President announced receipt of and directed the Secretary to read hree letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be Judge of the Superior Court, Charles E. Villanueva, of Short Hills, for the term prescribed by law.

To be a member of the Commission on the Status of Women, Barbara S. Kelleher, of Corbin City, to succeed Anita Voorhees, resigned, for the term prescribed by law.

To be a member of the Board of Professional Engineers and Land Surveyors, Henry W. Smolen, of Irvington, as a public member, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 419, Labor, Industry and Professions Committee.

Assembly No. 874, Labor, Industry and Professions Committee.

Assembly No. 1527, Law, Public Safety and Defense Committee.

Assembly No. 1630, County and Municipal Government Committee.

Assembly No. 1720, Revenue, Finance and Appropriations Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3003, by Messrs. Graves and Hirkala, County and Municipal Government Committee.

Senate No. 3004, by Messrs. Graves and Hirkala, Judiciary Committee.

Senate No. 3005, by Messrs. Feldman, Herbert, Scardino and Skevin, Transportation and Communications Committee.

Senate No. 3006, by Mr. Feldman, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3007, by Mr. Feldman, Institutions, Health and Welfare Committee.

Senate No. 3008, by Mr. Perskie, Law, Public Safety and Defense Committee.

Senate No. 3009, by Mr. Perskie, Revenue, Finance and Appropriations Committee.

Senate No. 3010, by Mr. Perskie, Law, Public Safety and Defense Committee.

Senate No. 3011, by Mr. A. Russo, Law, Public Safety and Defense Committee.

Senate No. 3012, by Mr. A. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3013, by Mr. A. Russo, County and Municipal Government Committee.

Senate No. 3014, by Messrs. J. Russo and Merlino, Revenue, Finance and Appropriations Committee.

Senate No. 3015, by Mr. Dodd, Law, Public Safety and Defense Committee.

Senate No. 3016, by Messrs. Rodgers, Musto, Friedland, Sheil, Ms. Lipman, Messrs. Graves and Greenberg, County and Municipal Government Committee.

Senate No. 3017, by Messrs. Scardino and Hagedorn, Labor, Industry and Professions Committee.

Senate No. 3018, by Ms. Lipman and Mr. Sheil, County and Municipal Government Committee.

Senate No. 3019, by Mr. Hagedorn, Institutions, Health and Welfare Committee.

Senate No. 3020, by Mr. Greenberg, Ms. Lipman, Messrs. Weiss and Herbert, Law, Public Safety and Defense Committee.

Senate No. 3021, by Mr. A. Russo, County and Municipal Government Committee.

Senate No. 3022, by Messrs. Hagedorn, Vreeland, Parker, Wallwork, Cafiero and Dumont, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3023, by Messrs. Merlino and Parker, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3024, by Mr. Merlino, County and Municipal Government Committee.

Senate No. 3025, by Mr. Bedell, County and Municipal Government Committee.

Senate No. 3026, by Mr. Merlino, Education Committee.

Senate No. 3027, by Ms. Lipman and Mr. Merlino, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Concurrent Resolution No. 3001, by Messrs. Feldman, Herbert, Scardino and Skevin, Judiciary Committee.

Senate Concurrent Resolution No. 3002, by Mr. Wallwork, Judiciary Committee.

The following communications were received and filed:

The New Jersey Department of Transportation, 1979 Bus Subsidy Program Report.

The New Jersey Commission on Capital Budgeting and Planning, Summary Report and Recommendations (1978).

The 1978 Annual Report of Office of Inmate Advocacy, Department of Public Advocate.

The Division of Public Interest Advocacy, Department of Public Advocate Annual Report.

Senate No. 76, as amended, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 250, as amended, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman,

Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative was—Parker—1.

Senate No. 277, with Assembly amendments, was given third reading.

Mr. Feldman assumed the duties of the Chair.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Senate No. 394, as amended, was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 410 was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 868, with Assembly committee amendments, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate Joint Resolution No. 23 was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 673, with Senate committee amendments, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative were—Kennedy, Parker—2.

Assembly No. 1809 was given third reading.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—34.

In the negative were—

Laskin, Parker—2.

Assembly No. 183 was given third reading.

On motion of Mr. Gagliano that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

On motion of Mr. Yates Senate No. 1068 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates—30.

In the negative—None.

Senate No. 1068, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dumont, Senate No. 181 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —31.

In the negative—None.

Senate No. 181, as amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 1217, as amended, was given third reading.

On motion of Mr. Perskie for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie,

Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—35.

In the negative—None.

Senate Concurrent Resolution No. 114 was given third reading.

On motion of Mr. Feldman, Senate Concurrent Resolution No. 114 was adopted by voice vote.

Assembly No. 84, with Senate committee amendments, was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative was—Laskin—1.

Messrs. Wallwork and Dodd offered the following resolution:

A fiscal crisis has developed in the Newark school system. It is "The Sense of the Senate" that the State Board of Education and the Commissioner of Education take immediate emergency action to resolve the crisis and to continue operation on a sound and stable financial and educational basis.

A motion by Mr. Wallwork that the above resolution be amended and adopted was lost by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Herbert, Kennedy, Laskin, Wallwork—12.

In the negative were—

Errichetti, Friedland, Feldman, Greenberg, Lipman, Merlino (President), Rodgers, A. Russo, J. Russo, Sheil, Weiss, Yates—12.

Mr. Feldman moved to refer the above resolution to the Education Committee for further study, which motion was adopted by the following vote:

In the affirmative were—

Bedell, Errichetti, Feldman, Friedland, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Rodgers, A. Russo, J. Russo, Sheil, Weiss, Yates—18.

In the negative were—

Cafiero, Dodd, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, Vreeland, Wallwork—13.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1752, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 1903, County and Municipal Government Committee.

Assembly No. 1648, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 1266, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 182, County and Municipal Government Committee.

Assembly No. 176, County and Municipal Government Committee.

President Merlino announced the appointment of Mr. Gagliano to the Judiciary Committee to fill the vacancy created by Mr. McDonough's resignation.

The following communication was received from the Governor:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
January 11, 1979.

SENATE BILL NO. 113

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 113, with my objections, for reconsideration.

This bill is a companion bill to Senate Bill No. 115 which I signed into law on June 13, 1978 establishing a tax court. Senate Bill No. 113 would amend R. S. 54:3–21, *inter alia*, to establish thresholds of assessed valuation as the bases for direct property tax appeals to the tax court and for the transfer of property tax appeals pending before county boards of taxation. The bill also would amend the present law concerning the persons to be notified of a tax appeal.

While I support the concept of this legislation, several amendments are needed. The bill provides that appeals pending before the county boards of taxation can be transferred to the tax court in cases where the assessed valuation of the property involved exceeds $750,000.00. However, the level of assessed valuation at which appeals can be taken directly to the tax court is at $500,000.00. I am recommending that the level for direct appeals be amended to $750,000.00 to be consistent with the threshold for the transfer of pending appeals.

Further, the bill states that "an appeal pending" before a county board of taxation may be transferred to the tax court. Some confusion could occur about when the appeal is considered "pending" to enable such a transfer to take place. I am recommending an amendment to make clear that this provision applies to matters pending on the effective date of this act, July 1, 1979.

On August 16, 1978 I signed into law Assembly Bill No. 332 which amended R. S. 54:3–21 so that petitions of tax appeal are to be filed with the clerk of the taxing district who is then to notify the assessor, collector and any other municipal officials as the governing body should direct. I am recommending amendments to make this legislation consistent with this recently enacted law.

Accordingly, I herewith return Senate Bill No. 113 for reconsideration and recommend that it be amended as follows:

Page 1, Section 1, Line 13: Delete "500,000" and insert "750,000"; after "pending" insert "on July 1, 1979".

Page 1, Section 1, Line 20: After "shall" and before "notify" insert "forthwith"; delete "attorney".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate No. 113, be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate No. 113, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate No. 113, as amended pursuant to the recommendations of the Governor, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. J. Russo, Senate No. 1509 was transferred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. J. Russo, Senate No. 1399 and Assembly No. 373 were referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. Ewing, Senate No. 332 was referred to the Judiciary Committee.

On motion of Mr. Hagedorn, Mr. Herbert was added as cosponsor of Senate No. 410.

On motion of Mr. Ewing, Mr. Wallwork was added as cosponsor of Senate No. 332.

On motion of Mr. Hamilton, Mr. Herbert was added as cosponsor of Senate No. 591.

On motion of Mr. Merlino, Messrs. Graves and Gregorio were added as cosponsors of Senate No. 1217.

On motion of Mr. Feldman, Mr. Hagedorn was added as cosponsor of Senate Concurrent Resolution No. 3001.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, January 13, at 10 a.m., and that when it then adjourn it be to meet on Tuesday, January 16, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, January 13, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

TUESDAY, January 16, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Msgr. George Ardos of Trenton, N. J.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill:

Senate No. 1371, which bill was ordered held for delivery to the Governor.

Senate Committee Substitute for Senate No. 116, with Assembly committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —37.

In the negative—None.

Senate No. 181, as amended, was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 309, with Assembly committee amendments, was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —37.

In the negative—None.

Senate No. 1196, with Assembly committee amendments, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 1328 was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 769 was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —37.

In the negative—None.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Superior Court, Paul R. Huot, of Ramsey, for the term prescribed by law.

To be Judge of the Superior Court, David B. Follender, of Teaneck, for the term prescribed by law.

To be Judge of the Superior Court, Arthur L. Troast, of Wyckoff, for the term prescribed by law.

To be Judge of the Superior Court, Gerald E. Monaghan, of Ridgefield Park, for the term prescribed by law.

To be Judge of the Bergen County District Court, Harvey R. Sorkow, of Bergenfield, for the term prescribed by law.

To be Judge of the Bergen County District Court, Ralph A. Polito, of Lyndhurst, for the term prescribed by law.

To be Judge of the Bergen County District Court, James W. Taylor, of Cresskill, for the term prescribed by law.

To be Judge of the Bergen County Juvenile and Domestic Relations Court, Conrad Krafte, of Hillsdale, for the term prescribed by law.

To be Judge of the Workers' Compensation Court, Francis J. Feeley, of Washington Township, for the term prescribed by law.

To be Superintendent of Elections, Passaic County, Anthony Pasquariello, of Paterson, to succeed Joseph A. Lazzara, of Paterson, resigned, for the term prescribed by law.

To be a member of the New Jersey Sports and Exposition Authority, Peter L. Levine, of Short Hills, to succeed Aubrey Lewis, of Montclair, for the term prescribed by law.

To be a member of the Tri-State Regional Planning Commission, Harold Krieger, of Jersey City, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Engineers and Land Surveyors, Henry W. Smolen, of Irvington, as a public member, for the term prescribed by law.

On motion of Mr. Greenberg that the Senate do declare the confirmation of the following nominations to be an emergency matter, the vote was as follows:

To be Judge of the Superior Court, Paul R. Huot, of Ramsey, for the term prescribed by law.

To be Judge of the Superior Court, David B. Follender, of Teaneck, for the term prescribed by law.

To be Judge of the Superior Court, Arthur L. Troast, of Wyckoff, for the term prescribed by law.

To be Judge of the Superior Court, Gerald E. Monaghan, of Ridgefield Park, for the term prescribed by law.

To be Judge of the Bergen County District Court, Harvey R. Sorkow, of Bergenfield, for the term prescribed by law.

To be Judge of the Bergen County District Court, Ralph A. Polito, of Lyndhurst, for the term prescribed by law.

To be Judge of the Bergen County District Court, James W. Taylor, of Cresskill, for the term prescribed by law.

To be Judge of the Bergen County Juvenile and Domestic Relations Court, Conrad Krafte, of Hillsdale, for the term prescribed by law.

To be Judge of the Workers' Compensation Court, Francis J. Feeley, of Washington Township, for the term prescribed by law.

To be Superintendent of Elections, Passaic Count, Anthony Pasquariello, of Paterson, for the term prescribed by law.

To be a member of the New Jersey Sports and Exposition Authority, Peter L. Levine, of Short Hills, to succeed Aubrey Lewis, for the term prescribed by law.

To be a member of the Tri-State Regional Planning Commission, Harold Krieger, of Jersey City, to succeed himself, for the term prescribed by law.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Upon the question, "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The above nominations were declared unanimously confirmed.

On motion of Mr. Perskie, Senate No. 898, as amended, was placed back on second reading for the purpose of further amendment, and on motion, the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Gagliano, Greenberg, Hamilton, Herbert, Lipman, Parker, Perskie, J. Russo, Scardino, Weiss, Yates—13.

In the negative—None.

On motion of Mr. Perskie Senate No. 898, as amended, was further amended by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Feldman, Friedland, Greenberg, Hamilton, Herbert, Lipman, Perskie, J. Russo, Scardino, Sheil, Skevin, Yates—15.

In the negative—None.

On motion of Mr. Perskie Senate No. 898, as amended, was further amended by the following vote:

In the affirmative were—

Dodd, Feldman, Greenberg, Hamilton, Herbert, Hirkala, Lipman, Perskie, J. Russo, Scardino, Yates—11.

In the negative were—

Dumont, Musto—2.

On motion of Mr. Perskie Senate No. 898, as amended, was further amended by the following vote:

In the affirmative were—

Dodd, Feldman, Friedland, Hamilton, Herbert, Hirkala, Lipman, Perskie, J. Russo, Scardino, Yates—11.

In the negative—None.

On motion of Mr. Perskie Senate No. 898, as amended, was further amended by the following vote:

In the affirmative were—

Bedell, Dodd, Greenberg, Hamilton, Herbert, Lipman, Perskie, J. Russo, Yates—9.

In the negative were—

Dumont, Friedland—2.

On motion of Mr. Perskie Senate No. 898, as amended, was further amended by the following vote:

In the affirmative were—

Bedell, Dodd, Feldman, Greenberg, Hamilton, Lipman, Perskie, J. Russo, Scardino, Yates—10.

In the negative—None.

On motion of Mr. Perskie Senate No. 898, as amended, was further amended by the following vote:

In the affirmative were—

Bedell, Dodd, Greenberg, Hamilton, Herbert, Lipman, Perskie, J. Russo, Scardino, Yates—10.

In the negative was—Dumont—1.

Senate No. 898, as amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 417, as amended, was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—36.

In the negative—None.

Senate No. 962, as amended, was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Graves, Gregorio, Herbert, Hirkala, Orechio, Perskie, Rogers, A. Russo, J. Russo, Skevin, Vreeland, Weiss, Yates, Zane—22.

In the negative were—

Bedell, Hagedorn, Kennedy—3.

Senate No. 1102 was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1153 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Vreeland, Weiss, Yates, Zane—26.

In the negative were—

Laskin, Musto—2.

Senate No. 1334 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Gagliano, Graves, Green-

berg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Yates, Zane—31.

In the negative was—Laskin—1.

Assembly No. 1126 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Assembly No. 1377, with Senate committee amendment, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

The President announced receipt of and directed the Secretary to read 7 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the Board of Examiners of Electrical Contractors, Robert C. Riedinger, of Hackettstown, to succeed himself, for the term prescribed by law.

To be Judge of the Tax Court, Lawrence L. Lasser, of South Orange, for a term of seven years, as prescribed by law.

To be a member of the Hospital Rate Setting Commission, Donald M. Payne, of Newark, for a term of four years, as prescribed by law.

To be a member of the Passaic County Board of Taxation, Matthew Trella, of Clifton, to succeed himself, for the term prescribed by law.

To be a member of the Board of Examiners of Electrical Contractors, John Q. Larkin, of Florham Park, to succeed himself, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Hermia Lechner, of Clinton, to succeed herself, for the term prescribed by law.

To be a member of the Commission on the Status of Women, Rabbi Bernard N. Zlotowitz, of Fair Lawn, to succeed Dr. Sandra Grundfest, resigned, for the term prescribed by law.

On motion of Mr. A. Russo Senate No. 3001 was referred to the Education Committee.

The Education Committee reported the following bill favorably by Committee Substitute:

Senate Committee Substitute for Senate No. 3001.

The Labor, Industry and Professions Committee reported the following bills favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate No. 1394 and Assembly No. 1474.

The Institutions, Health and Welfare Committee reported the following bill favorably without amendment:

Senate No. 865.

The Judiciary Committee reported the following bills favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate Nos. 1052 and 1183.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably without amendment:

Senate No. 1440.

The Judiciary Committee reported the following bills favorably without amendment:

Assembly Nos. 366 and 1657.

The Education Committee reported the following bills favorably without amendment:

Senate No. 1400; and Assembly Nos. 687 and 1700.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1322, Judiciary Committee.

Assembly No. 1815, County and Municipal Government Committee.

Assembly No. 1816, County and Municipal Government Committee.

And

Assembly No. 1817, County and Municipal Government Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3028, by Messrs. Weiss, Dwyer, Hamilton, Dumont, Hagedorn, Vreeland, A. Russo, Herbert, Gagliano, Graves and Greenberg, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3029, by Mr. Cafiero, Revenue, Finance and Appropriations Committee.

Senate No. 3030, by Mr. Gregorio, Labor, Industry and Professions Committee.

Senate No. 3031, by Mr. Hirkala, County and Municipal Government Committee.

Senate No. 3032, by Mr. Gregorio, County and Municipal Government Committee.

Senate No. 3033, by Mr. Yates, Energy and Environment Committee.

Senate No. 3034, by Mr. Yates, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3035, by Mr. Kennedy, Institutions, Health and Welfare Committee.

Senate No. 3036, by Messrs. Hamilton, Dwyer, Weiss and Errichetti, Education Committee.

Senate No. 3037, by Messrs. Hagedorn, Hirkala, Scardino, Vreeland, Dorsey, Gagliano, Kennedy and A. Russo, Institutions, Health and Welfare Committee.

Senate No. 3038, by Mr. Yates, Law, Public Safety and Defense Committee.

Senate No. 3039, by Ms. Lipman, County and Municipal Government Committee.

Senate No. 3040, by Mr. Merlino, County and Municipal Government Committee.

Senate No. 3041, by Mr. Orechio, Transportation and Communications Committee.

Senate Joint Resolution No. 3001, by Messrs. Merlino and Hagedorn, without reference.

Senate Nos. 1052, 1183, and 1394, all as amended; Senate Committee Substitute for Senate No. 3001; Senate Nos. 865, 1400 and 1440; Senate Joint Resolution No. 3001; Assembly No. 1474, with Senate committee amendments; and Assembly Nos. 366, 687, 1657 and 1700 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Orechio, Messrs. Orechio, Rodgers, Graves, Foran and Dorsey were added as cosponsors of Senate No. 1415.

On motion of Mr. Hamilton, Mr. Weiss was added as cosponsor of Senate No. 1196.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, January 18, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, January 18, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Robert Hilz, Office of Religious Education, Trenton, N. J.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

On motion of Mr. Maressa the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of the following message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 1060, 1061, and 1062, which bills were ordered held for delivery to the Governor.

Senate No. 1005, with Assembly committee amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 1370, as amended, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 1404 was given third reading.

On motion of Messrs. Dumont and Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate Committee Substitute for Senate No. 3001 was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo,

Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 1389 was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Senate No. 1397, as amended, was given third reading.

On motion of Messrs. Merlino and Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

On motion of Mr. Dodd Senate No. 1074, as amended, was placed back on second reading for the purpose of further amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio,

Herbert, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates, Zane—27.

In the negative—None.

Senate No. 1074, as amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 625 was given third reading.

On motion of Mr. Wallwork that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Ewing, Foran, Laskin, Orechio, Parker, Wallwork—7.

In the negative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Feldman, Friedland, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Weiss, Yates, Zane—24.

Senate No. 1320, as amended, was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—35.

In the negative were—

Wallwork, Lipman—2.

On motion of Mr. Greenberg, the following nomination was taken up.

To be a member of the Board of Professional Engineers and Land Surveyors, Henry W. Smolen, of Irvington, as a public member, for the term prescribed by law.

Upon the question, "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The above nomination was declared unanimously confirmed.

Assembly No. 1054 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative were—

Dorsey, Ewing, Hagedorn, Kennedy, Laskin, Parker—6.

Assembly No. 1492, with Senate committee amendment, was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman,

Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

On motion of Mr. Weiss Senate No. 1338, as amended, was placed back on second reading.

On motion of Ms. Lipman Senate No. 1271, as amended, was placed back on second reading for the purpose of further amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Feldman, Foran, Friedland, Gagliano, Graves, Hamilton, Herbert, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Weiss, Yates—24.

In the negative was—Wallwork—1.

Senate No. 1271, as amended was taken up, read a second time, and ordered to a third reading.

The following communications were received from the Governor:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
January 18, 1979.

SENATE BILL No. 779

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 779, with my objections, for reconsideration.

This bill would amend the "Charitable Fund Raising Act of 1971," N. J. S. A. 45:17A-1 *et seq.*, by exempting charitable organizations registered by the State, which annually receive contributions of less than $50,000, from the requirement that their annual report to the Attorney General must be accompanied by an opinion signed by an independent public accountant certifying that the financial statement and balance sheet contained in the report fairly represent the

financial operations and position of the organization. The bill further provides that the reports of such organizations receiving less than $50,000 shall be certified by the president or other authorized officer of the organization.

It is recognized that the present law requiring an accompanying report by an independent public accountant places a burden on these small charities by requiring them to pay public accountant fees, and that as a result some of these small charities are filing reports without the required opinion, and are thereby risking the cancellation of their registrations pursuant to N. J. S. A. 45:17A–6(e). On the other hand, the existence of this present certification requirement may inhibit some existing or potential small charities from improper activities.

To balance these competing considerations, I recommend that the bill be amended to provide that charities receiving less than $50,000 during the fiscal year being reported may apply to the Attorney General for a waiver of the requirement of an opinion signed by an independent public accountant. The Attorney General may, in his discretion, grant or deny such a waiver, and will thereby be in a position to monitor the practices of these small charities, and thus help safeguard the public from possible deception and fraud.

Accordingly, I herewith return Senate Bill No. 779 for reconsideration and with the recommendation that it be amended as follows:

Page 1, Section 6(a), lines 24-25: delete "receiving in excess of $50,000.00 during the fiscal period being reported".

Page 2, Section 6(a), line 30: delete ".".

Page 2, Section 6(a), line 30: after the word "officer," insert "If, upon application to the Attorney General for a waiver, the Attorney General waives the requirement for an opinion signed by an independent public accountant."

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary.

State of New Jersey,
Executive Department,
January 18, 1979.

Senate Bill No. 789

Second Official Copy Reprint

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate No. 789, with my objections, for reconsideration.

Senate Bill No. 789 would authorize local boards of education to join voluntary associations which promote and regulate extra-curricular student activities. The bill would also require the Commissioner of Education to approve the charter, bylaws, constitutions and rules and regulations of all such associations. Moreover, the bill would authorize the Commissioner to direct an association to conduct an inquiry or to direct that a particular matter be heard directly by him. Finally, the bill would require the Commissioner to prepare an annual report to the Legislature detailing all programs and fiscal activities of the associations functioning under the act, detailing any developments contrary to the public interest and indicating whether the legislative intent in granting authority to boards of education to join such associations is faithfully being executed.

I am of the opinion that this reporting requirement is too broad. It could be construed to include every local athletic or band conference in the state. In addition, I believe that a separate reporting requirement is unnecessary because the required information can be included in the general annual report on education. Furthermore, the bill contains no reporting requirement on the part of the associations which might form the basis of the Commissioner's report.

Accordingly, I respectfully recommend the following change in Senate Bill No. 789:

On Page 2, Section 2, Line 6: beginning after "signature" delete remainder of section and insert:

"The Commissioner or his designee shall prepare a report detailing all programs and fiscal activities of the statewide associations and such other associations function-

ing under this act as he feels may be necessary. This report shall be based upon annual reports submitted to him by the associations operating under this act and shall detail any developments contrary to the public interest and shall indicate whether or not the intent of the Legislature in its grant of statutory authority to boards of education to join such associations is faithfully being executed."

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate Nos. 779 and 789 be given first reading for the purpose of re-enactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate Nos. 779 and 789, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate Nos. 779 and 789, as amended pursuant to the recommendations of the Governor, were taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President, as indicated:

Assembly No. 977, Transportation and Communications Committee.

Assembly No. 1050, Revenue, Finance and Appropriations Committee.

Assembly No. 1410, County and Municipal Government Committee.

Assembly No. 1491, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 1804, Revenue, Finance and Appropriations Committee.

Assembly No. 447, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 1665, Energy and Environment Committee.

Senate No. 455, with Assembly committee amendment, without reference.

On motion of Mr. Friedland Assembly No. 1366, with Senate committee amendment, was referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. J. Russo Senate No. 1400 was referred to the Revenue, Finance and Appropriations Committee, and Senate No. 1338, as amended, was referred to the State Government, Federal and Interstate Relations and Veterans Affairs Committee.

On motion of Mr. Parker Senate Concurrent Resolution No. 87 was withdrawn from the Senate files.

On motion of Mr. J. Russo Senate No. 117, as amended, was recommitted.

The Revenue, Finance and Appropriations Committee reported the following bills favorably, with amendment, and on motion of the Chairman the amendments were adopted:

Senate Nos. 928 and 1463, and Assembly No. 1055.

The County and Municipal Government Committee reported the following bills favorably, with amendment, and on motion of the Chairman the amendments were adopted:

Senate Nos. 1216, 1284, 1497 and 1501; and Assembly Nos. 772 and 852.

The Transportation Committee reported the following bill favorably, with amendment, and on motion of the Chairman the amendment was adopted:

Senate No. 1471.

The Law, Public Safety and Defense Committee reported the following bill favorably, with amendment, and on motion of the Chairman the amendment was adopted:

Assembly No. 574.

The Revenue, Finance and Appropriations Committee reported the following bill favorably, with amendment, and on motion of the Chairman the amendment was adopted:

Assembly No. 267.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Assembly Nos. 726, 1452 and 1635; and Senate No. 1483.

The Transportation and Communications Committee reported the following bills favorably without amendment:

Assembly Nos. 1039, 1559 and 1646.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Senate Nos. 352, 796, 916, 1115 and 1343.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Assembly Committee Substitute for Assembly No. 87; Assembly Nos. 132, 1311 and 1883; and Senate No. 1427.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3042, by Mr. Wallwork, Law, Public Safety and Defense Committee.

Senate No. 3043, by Mr. Merlino and Ms. Lipman, Institutions, Health and Welfare Committee.

Senate No. 3044, by Messrs. Graves, Orechio, Foran, Rodgers and Dorsey, Law, Public Safety and Defense Committee,

Senate No. 3045, by Messrs. Scardino, Hagedorn, Feldman, Herbert and Skevin, Institutions, Health and Welfare Committee.

Senate No. 3046, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3047, by Messrs. Vreeland, Dorsey and Foran, Judiciary Committee.

Senate No. 3048, by Mr. Hirkala, Revenue, Finance and Appropriations Committee.

Senate No. 3049, by Mr. Hirkala, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3050, by Mr. Hirkala, Judiciary Committee.

Senate No. 3051, by Mr. Hirkala, Labor, Industry and Professions Committee.

Senate No. 3052, by Mr. Hirkala, Labor, Industry and Professions Committee.

Senate No. 3053, by Mr. Hirkala, Labor, Industry and Professions Committee.

Senate No. 3054, by Messrs. Friedland and Sheil, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Joint Resolution No. 3002, by Mr. Hirkala, Law, Public Safety and Defense Committee.

Senate Concurrent Resolution No. 3002, by Mr. Wallwork, Judiciary Committee.

Senate Concurrent Resolution No. 3003, by Mr. Hirkala, Institutions, Health and Welfare Committee.

Senate Concurrent Resolution No. 3004, by Mr. Hirkala, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Concurrent Resolution No. 3005, by Mr. Kennedy, Revenue, Finance and Appropriations Committee.

Senate Resolution No. 3001, by Mr. Hirkala, Law, Public Safety and Defense Committee.

Senate Resolution No. 3002, by Messrs. Bedell, Friedland, Gregorio, Kennedy, Gagliano and Dumont, Labor, Industry and Professions Committee.

Senate No. 3055, by Mr. Laskin, County and Municipal Government Committee.

Senate No. 3056, by Messrs. Dodd, Merlino and Feldman, Education Committee.

Senate Nos. 928, 1216, 1284, 1463, 1471, 1497, and 1501, all as amended; Senate Nos. 352, 796, 916, 1115, 1343, 1427

and 1483; Assembly Committee Substitute for Assembly No. 87; Assembly Nos. 267, 574, 772, 852 and 1055, all with Senate committee amendment; and Assembly Nos. 132, 726, 1039, 1311, 1452, 1559, 1635, 1646 and 1883 were taken up, read a second time, and ordered to a third reading.

The following communications were received from the Governor.

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
January 18, 1979.

SENATE BILL No. 537 (OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 537 (OCR), without my approval.

This bill requires the Department of Environmental Protection to reimburse parties who successfully appeal inclusions of their property in a flood hazard area for costs for surveying, engineering, legal or other services incurred in the process of appeal.

This bill reflects the concern of homeowners who may be subject to regulation under the existing flood plain delineation program. The sponsor of this bill has taken vigorous actions to recognize these concerns, and has been effective in securing legislation, which I approved, to alleviate the concern that existing homes could not be rebuilt in the event of destruction (See Chapter 385 of the Laws of 1977).

The present bill, however, contains both substantive and technical defects which force me to withhold my approval. The bill fails to define adequately the nature of the appeals which would be subject to reimbursement by the State, and is also unclear concerning the period when such reimbursement could be provided. More importantly, I feel that the bill would set a bad precedent to allow reimbursement of legal and other fees for State actions which have not been shown to be in bad faith; the bill also fails to include any specific appropriation, and would accordingly subject the State to an open-ended liability for reimbursement of these costs.

In view of these problems, I must withhold approval from S-537 (OCR).

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ ROBERT E. MULCAHY, III
Chief of Staff, Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
January 18, 1979.

SENATE BILL NO. 775

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 775, without my approval, for the following reasons:

This bill would authorize any private, non-profit service organization to solicit charitable contributions on public highways, provided that the time and location are agreed to by the chief law enforcement officer of the municipality in which solicitations are to be conducted at least 7 days prior to the date upon which they are to be conducted. Furthermore, under the bill, such activities would not be conducted at any time or at any location on any highway where the standing of any person or the parking of any vehicle would be hazardous or inimical to the proper flow of traffic.

The current statute prohibits such soliciting where progress on a highway would be stopped, impeded, hindered or delayed; furthermore, the current statute creates a presumption that any such soliciting does in fact create such conditions. Finally, the current statute permits the Director of the Division of Motor Vehicles to designate any highway or sections of any highway as a location where such soliciting would be dangerous.

The practice which the bill addresses often creates difficult and dangerous situations. Furthermore, under current law, organizations intending to engage in this type of activity can seek approval of a time and location with the local police authorities and other appropriate authorities in advance of the activity. In this regard the seven day notice provision in the bill might be more restrictive than the requirement of the current statute. I would assume that such advance

clearance could help to rebut the current statutory presumption that any such action stops or impedes traffic.

In addition, it is unclear whether or to what extent the bill would allow the chief law enforcement officer of the municipality to permit such activities on major traffic arteries within his municipality. It is unclear whether the authority currently vested in the Director of Motor Vehicles to designate locations where such activities would be hazardous would be abrogated by the bill. Although the language of the proposed amendment provides that no such activity shall "be conducted at any time or at any location on any highway where the standing of any person or the parking of any vehicle would be hazardous or inimical to the proper flow of traffic", it is unclear who is to make the determination, whether a designation of a location as such by the Director of the Division of Motor Vehicles would supersede any agreement by a municipal chief law enforcement officer to permit such activity, or whether all final determinations would have to be made by the courts.

Accordingly, I return Senate Bill No. 775 without my approval.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ HAROLD L. HODES,
Acting Chief of Staff and Executive Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
January 18, 1979.

SENATE BILL No. 782

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 782, without my approval.

This bill provides that the mileage of a motor vehicle be recorded by a State motor vehicle inspector on the certificate of approval affixed to it after the successful completion of the motor vehicle inspection procedure. The removal of such sticker would be forbidden until title passes to a subsequent purchaser. The Director of the Division of Motor Vehicles would be authorized to adopt rules and regulations concerning the manner of recordation of mileage and all other necessary procedures to effectuate the Act.

Although the purpose of this bill is commendable—to help insure that a consumer purchasing a used motor vehicle receives as accurate an indication as is possible of the actual number of miles which the vehicle has been driven—the purpose of this bill is already being accomplished through existing law and regulations.

N. J. S. A. 2A:170–50.1, makes it a disorderly person offense for a motor vehicle dealer or other person to misrepresent the mileage of a used motor vehicle which he is offering for sale ,trade-in or exchange by changing the odometer. Further, N. J. A. C. 13:21–5.8 provides that every person shall, at the time he transfers ownership of a vehicle, indicate on the certificate of ownership, manufacturer's statement of origin or other prescribed form, the mileage reading at the time of transfer, "and shall certify the truth thereof." In addition, N. J. A. C. 13:21–5.9 provides that every person at the time he transfers ownership of a vehicle disclose in writing to a buyer the cumulative mileage appearing on the odometer. This section also provides that every buyer to whom title is transferred in his capacity as a licensed automobile dealer, shall obtain this written disclosure and shall maintain a copy thereof for a period of five years. Thus, Senate Bill No. 782, which would require the mileage to be recorded on the certificate of approval, would merely duplicate our present law.

Moreover, enactment of the bill would result in the additional costs of devising a new inspection sticker providing space for the mileage entry, while entering mileage would require procedural changes in the inspection system which would tend to increase time and cost.

After careful review, I have concluded that the bill will not materially increase the effectiveness of efforts to eliminate the opportunities for deceiving potential purchasers as to the number of miles a used motor vehicle has been driven.

Accordingly, I herewith return Senate Bill No. 782 without my approval.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ ROBERT E. MULCAHY,
Chief of Staff, Secretary.

On motion of Mr. Feldman, Mr. Musto was added as cosponsor of Senate No. 1402.

On motion of Mr. Perskie, Mr. Hagedorn was added as cosponsor of Senate No. 116.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday at 10 a.m., and that when it then adjourn it be to meet on Monday, January 22, 1979 at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, January 20, 1979.

The Senate met at 10 a.m.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Clerk called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, JANUARY 22, 1979.

At 3 p.m. the Senate met.

The session was opened with prayer by Father Dailey of Trenton, N. J.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 1054 and 1296, which bills were ordered held for delivery to the Governor.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably, with amendment, and on motion of the Chairman the amendments were adopted:

Senate No. 3027.

Senate No. 3027, as amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 113, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 1150, with Assembly committee amendment, was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Senate Joint Resolution No. 3001 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Assembly No. 1078 was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 1700 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 1771, with Senate committee amendment, was given third reading.

On motion of Mr. Errichetti that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

On motion of Mr. Weiss Assembly No. 693 was placed back back on second reading for purpose of amendment and

on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dorsey, Dumont, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—28.

In the negative—None.

Assembly No. 693, with Senate amendment, was taken up, read a second time, and ordered to a third reading.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Tax Court, Lawrence L. Lasser, of South Orange, for the term prescribed by law.

To be Prosecutor of Camden County, John B. Mariano, of Haddonfield, for the term prescribed by law.

To be a member of the Natural Resources Council, J. Mary Nelson, of New Brunswick, to succeed herself, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, John T. Cunningham, of Florham Park, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Richard P. McCormick, of Piscataway, to succeed himself, for the term prescribed by law.

To be a member of the Passaic County Board of Taxation, Adolph V. Bagli, of Hawthorne, to succeed Joseph D. Donato, of Little Falls, resigned, for the term prescribed by law.

To be a member of the Passaic County Board of Taxation, Matthew Trella, of Clifton, to succeed himself, for the term prescribed by law.

To be a member of the Mercer County Board of Taxation, Thomas J. Dunn, of Trenton, to succeed himself, for the term prescribed by law.

To be a member of the Mercer County Board of Taxation, H. Rick Kline, of Trenton, to succeed Joseph M. Pierson, of Hopewell, for the term prescribed by law.

To be a member of the Middlesex County Board of Taxation, Joseph Spataro, of South Brunswick Township, to succeed William Shelley, of Piscataway, for the term prescribed by law.

To be a member of the Middlesex County Board of Taxation, Franklin F. Murphy, of Avenel, to succeed himself, for the term prescribed by law.

On motion of Mr. Greenberg that the Senate do declare the confirmation of the following nominations to be an emergency matter, the vote was as follows:

To be a member of the Passaic County Board of Taxation, Adolph V. Bagli, of Hawthorne, to succeed Joseph D. Donato, of Little Falls, resigned, for the term prescribed by law.

To be a member of the Passaic County Board of Taxation, Matthew Trella, of Clifton, to succeed himself, for the term prescribed by law.

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil,

Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative was—Laskin—1.

Senate No. 240, as amended, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Errichetti, Feldman, Friedland, Graves, Greenberg, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Weiss—22.

In the negative were—

Dumont, Ewing, Foran, Gagliano, Kennedy, Laskin, Parker, Wallwork, Yates, Zane—10.

On motion of Mr. Yates, Senate No. 1463, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dumont, Errichetti, Feldman, Foran, Friedland, Graves, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—28.

In the negative—None.

Senate No. 1463, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Ms. Lipman, Senate No. 3027, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino,

(President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—28.

In the negative—None.

Senate No. 3027, as further amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 1394, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 1485, as amended, was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—32.

In the negative were—

Laskin, Parker—2.

The Labor, Industry and Professions Committee reported the following resolution favorably without amendment:

Senate Resolution No. 3002.

Senate Resolution No. 3002 was taken up, read a second time, and ordered to a third reading.

Senate Resolution No. 3002 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Weiss, Yates, Zane—31.

In the negative—None.

On motion of Mr. Hagedorn, Assembly No. 1474, with Senate committee amendments, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None

Assembly No. 1474, with further Senate amendment, was taken up, read a second time, and ordered to a third reading.

Mr. Hamilton offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 1474, with further Senate amendment, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 1474, with further Senate amendment, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative was—Parker—1.

The Education Committee reported the following bill favorably, with amendment, and on motion of the Chairman the amendment was adopted:

Senate No. 3056.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably, with amendment, and on motion of the Chairman the amendments were adopted:

Senate No. 307.

The Judiciary Committee reported the following bill favorably, with amendment, and on motion of the Chairman the amendments were adopted:

Senate No. 1295.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably without amendment:

Senate Nos. 3023 and 3028.

The Labor, Industry and Professions Committee reported the following bills favorably without amendment:

Senate Nos. 1028 and 1147; and Assembly No. 1753.

The Labor, Industry and Professions Committee reported the following bill without amendment and without recommendation:

Senate No. 1132.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President, as indicated:

Assembly No. 95, Revenue, Finance and Appropriations Committee.

Assembly No. 963, County and Municipal Government Committee.

Assembly No. 1288, Energy and Environment Committee.

Assembly No. 1324, County and Municipal Government Committee.

Assembly No. 1822, Energy and Environment Committee.

Senate No. 1106, with Assembly committee amendment, without reference and Senate No. 1418 with Assembly committee amendment, without reference.

Assembly No. 1753; Senate Nos. 307, 1295 and 3056, all as amended; Senate Nos. 1106 and 1418, both with Assembly committee amendments; and Senate Nos. 1028, 1132, 1147, 3023 and 3028 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. J. Russo Assembly No. 726 was referred to the Energy and Environment Committee.

On motion of Mr. J. Russo Senate No. 1132 was referred to the Revenue, Finance and Appropriations Committee.

President Merlino announced the following appointment:

Senator Barry T. Parker to the Senate Ways and Means Committee in place of Senator Peter McDonough, who resigned.

Mr. Weiss offered the following resolution, which was read and adopted:

Resolved by the Senate of the State of New Jersey (the General Assembly concurring):

That the General Assembly return the bill, designated below, to the Senate for the purposes of further consideration, viz., Senate No. 964.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3057, by Messrs. Weiss, Dwyer, Hamilton, Graves, Vreeland and Hagedorn, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3058, by Messrs. Ewing, Dumont and Feldman, Education Committee.

Senate No. 3059, by Mr. Zane, Judiciary Committee.

Senate No. 3060, by Mr. Ewing, Education Committee.

Senate No. 3061, by Messrs. Friedland, Parker, Sheil and Maressa, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3062, by Ms. Lipman and Messrs. Perskie, Graves and Orechio, Judiciary Committee.

Senate No. 3063, by Mr. Perskie, without reference.

Senate No. 3064, by Messrs. J. Russo and Herbert, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3065, by Messrs. Maressa, Cafiero, Errichetti, Yates, Parker, Perskie, J. Russo, Musto, Feldman, Sheil, Friedland, Rodgers, Bedell, Skevin, Gregorio, A. Russo, Hagedorn, Dumont and Gagliano, Education Committee.

Senate No. 3063 was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Yates, Mr. Parker was added as cosponsor of Senate No. 3034.

On motion of Mr. Merlino, Messrs, Graves, Rodgers, Gregorio, Hirkala, Feldman and Scardino were added as cosponsors of Senate No. 3043.

On motion of Mr. Friedland, Mr. Scardino was added as cosponsor of Senate No. 1440.

On motion of Mr. Merlino, Mr. Cafiero was added as cosponsor of Senate No. 1501.

On motion of Mr. Hamilton, Ms. Lipman was added as cosponsor of Senate No. 591.

On motion of Ms. Lipman, Mr. Hamilton was added as cosponsor of Senate No. 3039.

On motion of Mr. Hagedorn, Mr. A. Russo was added as cosponsor of Senate Concurrent Resolution No. 26.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, January 25, 1979, at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, January 25, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Armand Invarone.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Concurrent Resolution No. 114, which was ordered held for delivery to the Secretary of State, and Senate Joint Resolution No. 23, which was ordered held for delivery to the Governor.

Mr. Feldman assumed the duties of the Chair.

Mr. Merlino offered the following resolution, which was read and adopted:

WHEREAS, A vacancy exists in the office of the member of the Senate from Legislative District 22 by reason of the resignation of Peter J. McDonough; therefore,

Be It Resolved, That a writ of election and proclamation issue, under the hand of the President of the Senate, attested by the Secretary of the Senate, directing that an election be held according to the laws of the State of New Jersey in Legislative District 22, on March 13, 1979, for the purpose of electing a Senator for said Legislative District to fill the vacancy caused by the resignation of Peter J. McDonough.

Mr. Merlino resumed the duties of the Chair.

Senate No. 1463, as amended, was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3063 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 352 was given third reading.

On motion of Mr. Vreeland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 796 was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1052, as amended, was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative was—Laskin—1.

Senate No. 1115 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 1144, with Assembly committee amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 1343 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1427 was given third reading.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1483 was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1497, as amended, was given third reading.

On motion of Mr. Musto that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Senate No. 455, with Assembly committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative was—Dumont—1.

On motion of Mr. Merlino, Messrs. Rodgers, Gregorio, Friedland, Parker, Yates and Gagliano were added as co-sponsors of Senate No. 1501.

Senate No. 1501, as amended, was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

On motion of Mr. Greenberg the following nominations were taken up:

To be Judge of the Tax Court, Lawrence L. Lasser, of South Orange, for a term of seven years as prescribed by law.

To be Prosecutor of Camden County, John B. Mariano, of Haddonfield, for the term prescribed by law.

To be a member of the Natural Resources Council, J. Mary Nelson, of New Brunswick, to succeed herself, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, John T. Cunningham, of Florham Park, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Richard P. McCormick, of Piscataway, to succeed himself, for the term prescribed by law.

To be a member of the Mercer County Board of Taxation, Thomas J. Dunn, of Trenton, to succeed himself, for the term prescribed by law.

To be a member of the Mercer County Board of Taxation, H. Rick Kline, of Trenton, to succeed Joseph M. Pierson, for the term prescribed by law.

To be a member of the Middlesex County Board of Taxation, Joseph Spataro, of South Brunswick Township, to succeed William Shelley, for the term prescribed by law.

To be a member of the Middlesex County Board of Taxation, Franklin F. Murphy, of Avenel, to succeed himself, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A.

Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

The above nominations were declared unanimously confirmed.

On motion of Ms. Lipman Senate No. 3027, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Feldman, Foran, Friedland, Gagliano, Graves, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—29.

In the negative—None.

Senate No. 3027, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. J. Russo Assembly No. 772, with Senate committee amendments, was placed back on second reading for the purpose of further amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Feldman, Friedland, Gagliano, Graves, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates—27.

In the negative—None.

Assembly No. 772, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Weiss Assembly No. 693, with Senate amendment, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Assembly No. 693, with further Senate amendment, was taken up, read a second time, and ordered to a third reading.

Assembly No. 267, with Senate committee amendments, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dumont, Dwyer, Ewing, Foran, A. Russo, Vreeland, Wallwork—8.

In the negative were—

Bedell, Cafiero, Dorsey, Friedland, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, Sheil, Skevin, Yates, Zane—18.

On motion of Mr. A. Russo the rules were suspended and Assembly No. 267, with Senate committee amendments, was laid over.

Assembly No. 1883 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Zane—28.

In the negative were—

Dumont, Ewing, Foran, Hagedorn, Laskin—5.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill:

Senate Joint Resolution No. 3001, which was ordered held for delivery to the Governor.

The President announced the receipt of the following communications:

1978 Report of the Interstate Sanitation Commission.

1978 Annual Report of the N. J. Highway Authority.

Which communications were received and filed.

On motion of Mr. J. Russo Assembly No. 132 was referred to the Energy and Environment Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3066, by Ms. Lipman and Mr. Feldman, Education Committee.

Senate No. 3067, by Messrs. Herbert, Skevin, Errichetti, Gregorio, Friedland and Sheil, County and Municipal Government Committee.

Senate No. 3068, by Messrs. Herbert, Skevin and Errichetti, County and Municipal Government Committee.

Senate No. 3069, by Messrs. Dorsey and Ewing, Law, Public Safety and Defense Committee.

Senate No. 3070, by Mr. Hirkala, Institutions, Health and Welfare Committee.

Senate No. 3071, by Mr. Yates, Law, Public Safety and Defense Committee.

Senate No. 3072, by Messrs. Graves and Perskie, County and Municipal Government Committee.

Senate No. 3073, by Mr. Merlino, Revenue, Finance and Appropriations Committee.

Senate No. 3074, by Messrs. Dodd, Greenberg, Hagedorn and Herbert, without reference.

Senate Concurrent Resolution No. 3006, by Messrs. Dodd and Feldman, Education Committee.

Senate No. 3074 was taken up, read a second time, and ordered to a third reading:

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 114, Revenue, Finance and Appropriations Committee.

Assembly No. 1525, Revenue, Finance and Appropriations Committee.

Assembly No. 1644, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 1644, as amended pursuant to the recommendations of the Governor, was taken up, read a second time, and ordered to a third reading.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the Chairman the amendments were adopted:

Assembly No. 604 and Senate No. 1172.

The Law, Public Safety and Defense Committee reported the following bills favorably with amendment, and on motion of the Chairman the amendments were adopted:

Assembly No. 622; Senate Nos. 1408 and 1297.

The Revenue, Finance and Appropriations Committee reported the following bills favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate Concurrent Resolution No. 115; Senate Nos. 28, 1002, and Assembly No. 95.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Senate Nos. 754, 757, 1450 and 1464.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Senate Concurrent Resolution No. 86; and Senate Nos. 445 and 3073.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Assembly No. 341 and Senate No. 1293.

Senate Nos. 28, 1002, 1172, 1297 and 1408, all as amended; Senate Concurrent Resolution No. 115, as amended; Senate Nos. 445, 754, 757, 1293, 1450, 1464 and 3073; Senate Concurrent Resolution No. 86; Assembly Nos. 95, 604 and 622, all with Senate committee amendments; and Assembly No. 341 were taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 1009, 885, and 1463, which bills were ordered held for delivery to the Governor.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President, as indicated:

Assembly No. 1649, Labor, Industry and Professions Committee.

Assembly No. 1670, Energy and Environment Committee.

Assembly No. 1669, Energy and Environment Committee.

Assembly No. 361, Judiciary Committee.

Assembly No. 502, Education Committee.

Senate No. 900, with Assembly amendment, without reference.

Senate No. 3063, with Assembly amendments, without reference.

Assembly No. 1728, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3063, with Assembly amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hamilton, Ms. Lipman was added as cosponsor of Senate No. 591.

On motion of Ms. Lipman, Messrs. Musto, Rodgers, Sheil and Friedland were added as cosponsors of Senate No. 3062.

Mr. J. Russo offered the following resolution which was read and adopted.

Resolved, That when the Senate adjourns, it be to meet on Saturday at 10 a.m., and that when it then adjourn it be to meet on Tuesday, January 30, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, January 27, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

TUESDAY, January 30, 1979

At 2 p.m. the Senate met.

The session was opened with prayer by Monsignor Ardos, of Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

Mr. Merlino appointed Messrs. Hagedorn, Vreeland, Hirkala and Maressa to escort the Governor to the Joint Session in the Assembly Chamber for the purpose of delivering his Budget Message.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3075, by Mr. Cafiero, County and Municipal Government Committee.

Senate No. 3076, by Mr. Orechio, Law, Public Safety and Defense Committee.

Senate No. 3077, by Messrs. Orechio and Foran, County and Municipal Government Committee.

Senate No. 3078, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3079, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3080, by Messrs. Herbert and Skevin, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3081, by Mr. Feldman, Revenue, Finance and Appropriations Committee.

Senate No. 3082, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3083, by Messrs. Bedell, Kennedy, Gagliano, Dwyer, Skevin, Feldman, Friedland, Hirkala and Vreeland, Revenue, Finance and Appropriations Committee.

Senate Concurrent Resolution No. 3007, by Messrs. Scardino, Feldman and J. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill:

Senate No. 288, which bill was ordered held for delivery to the Governor.

The President announced the receipt of the following communication:

Commissioner of Education's Report on the Effectiveness of Chapter 169, Laws of 1975.

Which communication was then filed.

The Senate then adjourned to meet in Joint Session with the General Assembly for the purpose of receiving the Budget Message of His Excellency, Brendan T. Byrne, Governor of the State of New Jersey, which was delivered in person.

Upon returning from the Joint Session and calling the roll, the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

Senate No. 3063, with Assembly amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —37.

In the negative—None.

Senate No. 865 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 928, as amended, was given third reading.

On motion of Mr. Parker that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 1216, as amended, was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 1418, with Assembly committee amendments, was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 1635 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo,

Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 916 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 1106, with Assembly committee amendments, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 1183, as amended, was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Mer-

lino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates—35.

In the negative—None.

Senate No. 3027, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3056, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3073 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Mer-

lino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—36.

In the negative—None.

On motion of Mr. J. Russo Senate No. 1440 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Friedland, Graves, Hagedorn, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Weiss, Yates—27.

In the negative—None.

Senate No. 1440, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Graves Senate No. 1408, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—29.

In the negative—None.

Senate No. 1408, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Orechio Senate No. 1450 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—30.

In the negative—None.

Senate No. 1450, as amended, was taken up, read a second time, and ordered to a third reading.

Assembly No. 772, with Senate amendments, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates, Zane—25.

In the negative were—

Dorsey, Dumont, Foran, Gregorio, Hagedorn, Kennedy, Laskin, Parker, A. Russo, Vreeland, Wallwork—11.

Assembly No. 1452 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative were—

Dorsey, Hagedorn, Laskin—3.

Mr. Weiss offered the following resolution, which was read and adopted:

Resolved, That pursuant to Rule 119 Assembly No. 693, with Senate amendments, be substituted for Senate No. 964 with which it is identical, and that Senator Weiss be added as cosponsor of Assembly No. 693, with Senate amendments.

Assembly No. 693, with Senate amendments, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 1644, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—29.

In the negative were—

Cafiero, Dorsey, Dumont, Foran, Gagliano, Hagedorn, Kennedy, Laskin—8.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Superior Court, Felix Martino, of Short Hills, for the term prescribed by law.

To be Judge of the Superior Court, John J. Grossi, Jr., of Jersey City, for the term prescribed by law.

To be Judge of the Superior Court, Bruno L. Leopizzi, of Paterson, for the term prescribed by law.

To be Judge of the Superior Court, James A. O'Neill, of Wildwood Crest, for the term prescribed by law.

To be Judge of the Superior Court, Robert Neustadter, of Margate, for the term prescribed by law.

To be Judge of the Atlantic County Juvenile and Domestic Relations Court, Arthur V. Guerrera, of Atlantic City, for the term prescribed by law.

To be Judge of the Atlantic County District Court, Michael R. Connor, of Linwood, for the term prescribed by law.

To be a member of the New Jersey Turnpike Authority, Robert O'Brien, of Camden, to succeed Robert J. Citrino, Jr., of Secaucus, resigned, for the term prescribed by law.

To be Director, Division on Women, Clara L. Allen, of Union City, to succeed Sylvia Johnson, of Kendall Park, deceased, for the term prescribed by law.

To be a member of the Higher Education Assistance Authority, Jerome Lieberman, of Dover, to succeed himself, for the term prescribed by law.

To be a member of the Board of Examiners of Electrical Contractors, Robert C. Riedinger, of Hackettstown, to succeed himself, for the term prescribed by law.

To be a member of the Economic Development Authority, Aldrage B. Cooper, Jr., of New Brunswick, to succeed himself, for the term prescribed by law.

The President announced receipt of, and directed the Secretary to read, 1 letter from the Governor nominating for appointment, with the advice and consent of the Senate, to the office indicated, the following:

To be a member of the New Jersey Turnpike Authority, Francis G. Fitzpatrick, of Bayonne, to succeed himself, for the term prescribed by law.

The above nomination was referred to the Judiciary Committee.

On motion of Mr. Hirkala, Mr. A. Russo was added as cosponsor of Senate No. 3049.

On motion of Mr. Dodd, Messrs. Rodgers and Cafiero were added as cosponsors of Senate No. 3056.

On motion of Mr. Yates, Mr. A. Russo was added as cosponsor of Senate No. 3038.

On motion of Mr. Dorsey, Messrs. Hagedorn and A. Russo were added as cosponsors of Senate No. 3069.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate No. 1174.

The Education Committee reported the following bills favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate Nos. 787 and 834.

The Labor, Industry and Professions Committee reported the following bills favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate Nos. 811 and 1205.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate No. 887.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Assembly No. 483 and Senate No. 799.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably without amendment:

Senate Nos. 1363, 1403, and 3006.

The Labor, Industry and Professions Committee reported the following bills favorably without amendment:

Assembly Nos. 471, 714, 867, 868 and 1297; and Senate Nos. 812, 1410 and 3017.

Senate Nos. 787, 811, 834, 887, 1174 and 1205, all as amended; Senate Nos. 799, 812, 1363, 1403, 1410, 1446, 3006 and 3017; and Assembly Nos. 471, 483, 714, 867, 868 and 1297 were taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution, which was read and adopted.

Resolved, That when the Senate adjourns, it be to meet on Thursday, February 1, at 10 a.m., and that when it then adjourn it be to meet on Saturday, February 3, at 10 a.m., and that when it then adojurn it be to meet on Monday, February 5, at 10 a.m., and that when it then adjourn it be to meet on Thursday, February 8, 1979 at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, February 1, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, February 3, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, February 5, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, February 8, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, February 10, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

TUESDAY, February 13, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend William Daily of Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 915 and 678, which bills were ordered held for delivery to the Governor.

Senate No. 754 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 1147 was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 1284, as amended, was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 1293 was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino,

Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates —36.

In the negative—None.

Senate No. 1450, as amended, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3023 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3028 was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Mer-

lino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 1074, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 569, with Senate committee amendments, was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

On motion of Mr. Greenberg, the following nominations were taken up:

To be Judge of the Superior Court, Felix Martino, of Short Hills, for the term prescribed by law.

To be Judge of the Superior Court, John J. Grossi, Jr., of Jersey City, for the term prescribed by law.

To be Judge of the Superior Court, Bruno L. Leopizzi, of Paterson, for the term prescribed by law.

To be Judge of the Superior Court, James A. O'Neill, of Wildwood Crest, for the term prescribed by law.

To be Judge of the Superior Court, Robert Neustadter, of Margate, for the term prescribed by law.

To be Judge of the Atlantic County Juvenile and Domestic Relations Court, Arthur V. Guerrera, of Atlantic City, for the term prescribed by law.

To be Judge of the Atlantic County District Court, Michael R. Connor, of Linwood, for the term prescribed by law.

To be a member of the New Jersey Turnpike Authority, Robert O'Brien, of Camden, to succeed Robert J. Citrino, Jr., resigned, for the term prescribed by law.

To be Director, Division on Women, Clara L. Allen, of Union City, to succeed Sylvia Johnson, deceased, for the term prescribed by law.

To be a member of the Higher Education Assistance Authority, Jerome Lieberman, of Dover, to succeed himself, for the term prescribed by law.

To be a member of the Board of Examiners of Electrical Contractors, Robert C. Riedinger, of Hackettstown, to succeed himself, for the term prescribed by law.

To be a member of the Economic Development Authority, Aldrage B. Cooper, Jr., of New Brunswick, to succeed himself, for the term prescribed by law.

Upon the question, "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The above nominations were declared unanimously confirmed.

On motion of Mr. Graves Senate No. 1408, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 1408, as further amended, was taken up, read a second time, and ordered to a third reading.

Mr. Feldman assumed the duties of the Chair.

Senate No. 1295, as amended, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—29.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Senate Concurrent Resolution No. 86 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo,

J. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—33.

In the negative were—

Cafiero, Ewing, Foran, Hagedorn—4.

Senate Concurrent Resolution No. 115, as amended, was given third reading.

On motion of Mr. Dwyer Senate Concurrent Resolution No. 115, as amended, was passed by voice vote.

Senate No. 1002, as amended, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dwyer, Feldman, Foran, Friedland, Greenberg, Gregorio, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates—22.

In the negative were—

Dorsey, Dumont, Kennedy, Laskin—4.

On motion of Mr. Friedland Senate No. 1440, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—30.

In the negative—None.

Senate No. 1440, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hagedorn Assembly No. 1657 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 1657, with Senate amendment, was taken up, read a second time, and ordered to a third reading.

Assembly No. 574, with Senate committee amendments, was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—32.

In the negative was—Wallwork—1.

Messrs. Hagedorn, Vreeland and Graves offered the following resolution, which was read and adopted:

Whereas, The New Jersey Department of Transportation has completed a study of various alignments of Interstate Route 287; and

Whereas, The study fails to fully consider important data, questions and concepts; now, therefore,

Be It Resolved by the Senate of the State of New Jersey:

1. That the New Jersey Department of Transportation be and is hereby requested to undertake and complete the following:

a. Update data with respect to the current values of homes and other residential real property ratables that would be acquired in connection with the "State Preferred Route"; and

b. Update data with respect to the current values of commercial and industrial ratables and jobs that would be lost if the "State Preferred Route" is finally approved; and

c. Provide supporting data and analysis that will demonstrate the accuracy of its conclusion that the "Western Alternate Route" would impose greater adverse environmental impact than the other alignments; and

d. Provide data showing the impact on property values adjacent to the proposed routes; and

e. Provide factual and analytical justification for the conclusion that the "Western Alternate Route" would require three and one-half (3½) years longer to complete than the "State Preferred Route"; and

f. Provide a detailed breakdown of cost estimates for the "Western Alternate Route" and the "State Preferred Route"; and

g. Provide a copy of the New Jersey Department of Transportation's latest report to each municipality affected by the alignment decision; and

2. That the New Jersey Department of Transportation reevaluate its alignment determination in light of the foregoing data and determinations and complete and make public its study in accordance with this resolution within 45 days.

Be It Further Resolved, that duly authenticated copies of this resolution signed by the President of the Senate and attested by the Secretary of the Senate be forwarded to the Secretary of the United States Department of Transportation, The Federal Highway Administration, the Secretary of the United States Department of the Interior, each member of the New Jersey Congressional Delegation; the Commissioner of the New Jersey Department of Transportation; and the Boards of Freeholders of Bergen, Morris and Passaic Counties.

On motion of Mr. Vreeland Senate Joint Resolution No. 3 was withdrawn from the files.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President, as indicated:

Assembly Committee Substitute for Assembly No. 141, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 1007, without reference.

Assembly No. 1642, Revenue, Finance and Appropriations Committee.

Assembly No. 1800, Judiciary Committee.

Assembly No. 1905, Labor, Industry and Professions Committee.

Assembly Committee Substitute for Assembly No. 141, as amended pursuant to the recommendations of the Governor, and Assembly No. 1007 were taken up, read a second time, and ordered to a third reading.

The Secretary read the following communications from the Governor:

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
February 8, 1979

SENATE BILL No. 435

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 435, without my approval.

This bill would increase the number of Monmouth County Court judges from four to six. The stated purpose of the bill is to "assist in alleviating a severe backlog of cases in the county court."

I have made a nomination to the Monmouth County Juvenile and Domestic Relations Court which has been blocked through the exercise of "senatorial courtesy." This action could be viewed as an indication that these Monmouth County senators do not believe that there is a serious judicial backlog in Monmouth County. In any event, there is no indication that I could get confirmation on nominations to newly created vacancies. Until such time as the Senate acts upon the pending Monmouth County nomination, I will not consider any legislation to increase the number of judgeships in that county.

In addition, because of the recent merger of the Superior Court and the county courts, enactment of this bill would serve no purpose.

Accordingly, I herewith return Senate Bill No. 435 without my approval.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ ROBERT E. MULCAHY, III
Chief of Staff, Secretary

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
February 8, 1979

SENATE BILL No. 277 (3rd OCR)

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 277 (3rd OCR), with my objections, for reconsideration.

This bill would raise the New Jersey minimum wage from $2.40 to $2.70 as of the bill's effective date, $2.90 as of January 1, 1979 and $3.10 as of January 1, 1980. In addition, the bill would set a separate minimum wage for full-time students employed by a college or university. These students would be paid not less than 85% of the effective minimum wage.

This bill will set the New Jersey minimum wage at the same level as the Federal minimum wage for 1979 and 1980. I had hoped that the Legislature would set the State's minimum wage at a level 15¢ higher than the Federal minimum through 1981. The higher cost of living in this State more than justifies such an increase, which would have a minimal impact on the cost of doing business in New Jersey. The vast majority of the State's employers pay above the minimum wage. However, in order to protect those workers who are not covered by the Federal minimum wage, I have determined to approve this bill after certain technical problems are eliminated.

While I intend to approve the minimum wage established by this bill, it must be returned to the Legislature for the clarification of certain technical points. First, because the bill was not finally passed until after January 1, 1979, the

bill should be amended to provide that the New Jersey minimum wage will be $2.90, not $2.70, on the bill's effective date.

Second, the word "engaged" should be substituted for the word "paid" when referring to farm workers who are hired on a piecework or hourly basis. This will ensure that the minimum wage will benefit all farm workers.

Third, the paragraph providing for a smaller minimum wage for full-time college or university students should be amended to clarify that this provision applies only to students who work for the college or university at which they are enrolled. This provision is necessary to allow colleges and universities to make greater use of available work/study funding.

Accordingly, I herewith return Senate Bill No. 277 for reconsideration and with the recommendation that it be amended as follows:

Page 1, Section 1, Line 5: Omit "$2.70" and insert "$2.90".

Page 1, Section 1, Line 10B: Omit "$2.90 per hour as of January 1, 1979,".

Page 2, Section 1, Line 38: Omit "paid", insert "engaged".

Page 2, Section 1, Line 41: Omit "employed by a college or university".

Page 2, Section 1, Line 42: After "employed" insert "by the college or university at which they are enrolled".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ ROBERT E. MULCAHY, III
Chief of Staff, Secretary

Mr. J. Russo moved that the communications be spread in full upon the journal.

Which motion was adopted.

On motion of Ms. Lipman Senate No. 1271, as amended, was recommitted to the Education Committee.

On motion of Mr. J. Russo Senate Nos. 834 and 887, both as amended, were referred to the Revenue, Finance and Appropriations Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3084, by Mr. Maressa, Energy and Environment Committee.

Senate No. 3085, by Mr. Friedland, County and Municipal Government Committee.

Senate No. 3086, by Messrs. Friedland, Graves, Merlino, Rodgers, Gregorio, Ms. Lipman and Mr. Errichetti, Revenue, Finance and Appropriations Committee.

Senate No. 3087, by Messrs. Gregorio, Rodgers and Merlino, Revenue, Finance and Appropriations Committee.

Senate No. 3088, by Messrs. Graves, Friedland, Merlino, Revenue, Finance and Appropriations Committee.

Senate No. 3089, by Messrs. Bedell, Kennedy, Dwyer, Gagliano, Sheil and Friedland, Labor, Industry and Professions Committee.

Senate No. 3090, by Mr. Merlino, Law, Public Safety and Defense Committee.

Senate No. 3091, by Messrs. Merlino and Yates, Energy and Environment Committee.

Senate Joint Resolution No. 3003, by Messrs. Orechio, Scardino, Foran, Gagliano, Kennedy, Dorsey, Cafiero, Maressa, Sheil, Rodgers, Herbert and Weiss, without reference.

Senate Concurrent Resolution No. 3008, by Mr. A. Russo, Revenue, Finance and Appropriations Committee.

On motion of Mr. Merlino, his name was withdrawn as cosponsor of Senate No. 307.

On motion of Mr. Scardino, Mr. Hagedorn was added as cosponsor of Senate No. 1457.

On motion of Mr. Scardino, Mr. Hagedorn was added as cosponsor of Senate No. 1456.

On motion of Mr. J. Russo, Mr. Dorsey was added as cosponsor of Senate No. 1373.

On motion of Mr. Weiss, Mr. Scardino was added as cosponsor of Senate No. 3028.

On motion of of Mr. Vreeland, Mr. Herbert was added as cosponsor of Senate No. 334.

The Revenue, Finance and Appropriations Committee reported the following bills favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate Nos. 1399, 1400 and 3009.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment, and on motion of the Chairman the amendments were adopted:

Senate No. 3044.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Assembly Nos. 1654 and 1804; Senate Nos. 1274, 1509, 3081, 3086, 3087 and 3088.

Senate Nos. 1399, 1400, 3009 and 3044, all as amended; Senate Nos. 1274, 1509, 3081, 3086, 3087 and 3088; Senate Joint Resolution No. 3003; and Assembly Nos. 1654 and 1804 were taken up, read a second time, and ordered to a third reading.

Mr. Gregorio offered the following resolution, which was read and adopted:

SENATE RESOLUTION

WHEREAS, A vacancy exists in the office of the member of the Senate from Legislative District 22 by reason of the resignation of Peter J. McDonough; and,

WHEREAS, A resolution directing a writ of election to issue was adopted and a writ of election issued, on January 25, 1979; therefore,

Be It Resolved, That the action of the Senate in adopting said resolution and issuing said writ on January 25, 1979 be rescinded; and,

Be It Further Resolved, That a new writ of election and proclamation issue, under the hand of the President of the Senate, attested by the Secretary of the Senate, directing that an election be held according to the laws of this State in Legislative District 22, on November 6, 1979, for the

purpose of electing a Senator for said Legislative district to fill the vacancy caused by the resignation of said Peter J. McDonough.

WRIT OF ELECTION
AND
PROCLAMATION

State of New Jersey
New Jersey Senate

WHEREAS, Peter J. McDonough was, at the general election held in the month of November, 1977, elected by the voters of Legislative District 22 to represent said district in the New Jersey Senate and did subsequently qualify as a member of the New Jersey Senate from said district and after said election and qualification did resign such office and thereby a vacancy happened in the New Jersey Senate; and,

WHEREAS, By resolution of the New Jersey Senate, duly adopted on February 13, 1979, the Senate rescinded its action of January 25, 1979 adopting a resolution directing a writ of election to issue and in the issuance of the writ; and,

WHEREAS, By said resolution the President of the New Jersey Senate was authorized and directed to issue a subsequent writ of election as of this date in the manner and form hereinafter set forth;

THEREFORE, I, Joseph P. Merlino, President of the New Jersey Senate, pursuant to law and to said resolution, do hereby issue this writ of election and proclamation directing a special election to be held in conjunction with the 1979 general election, according to the laws of the State of New Jersey, in Legislative District 22 on November 6, 1979, for the purpose of electing a member of the Senate for said Legislative District, to fill the vacancy caused by the resignation of Peter J. McDonough as a member of the Senate, that the candidates for said office to be voted upon at said election be nominated at a special primary election to be held in said district in conjunction with the primary election for the 1979 general election, on June 5, 1979, or be selected in such other manner as is provided by law, and that any petitions of candidates to be so nominated or so selected filed within the office of the Secretary of State pursuant to the writ of election and proclamation issued on January 25, 1979

and prior to the date of the issuance of this writ and proclamation shall be as effective as if filed in a timely manner pursuant to the direction of this writ and proclamation.

Given under my hand and seal this 13th day of February, in the year of our Lord 1979 and of the Independence of the United States, 203rd.

Attest:

John J. McCarthy
Asst. Secretary of the New Jersey Senate

Joseph P. Merlino
President of the New Jersey Senate

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, February 15, at 10 a.m., and that when it then adjourn it be to meet on Saturday, February 17, at 10 a.m., and that when it then adjourn it be to meet on Tuesday, February 20, 1979, at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, February 15, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, February 17, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

TUESDAY, February 20, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend William Daily, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

On motion of Mr. Dwyer the reading of the journal of the previous session was dispensed with.

Senate No. 757 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1172, as amended, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo,

Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 1446 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3017 was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly Committee Substitute for Assembly No. 87 was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Musto, Orechio, Parker,

Rodgers, A. Russo, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative—None.

Assembly No. 868 was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—30.

In the negative was—Laskin—1.

Senate No. 3086 was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Rodgers, A. Russo, Sheil, Skevin, Yates, —21.

In the negative were—

Dorsey, Dumont, Foran, Hagedorn, Laskin, Parker, Scardino, Vreeland, Zane—9.

Senate No. 3087 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Rodgers, A. Russo, Sheil, Skevin, Weiss, Yates—22.

In the negative were—

Dumont, Foran, Hagedorn, Laskin, Vreeland, Wallwork—6.

Senate No. 3088 was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Rodgers, A. Russo, Sheil, Skevin, Weiss, Yates—22.

In the negative were—

Dumont, Foran, Hagedorn, Laskin, Parker, Vreeland, Wallwork, Zane—8.

Mr. Dodd moved that Assembly No. 1753 be placed back on second reading for the purpose of amendment, which motion lost by the following vote:

In the affirmative were—

Dodd, Dumont, Ewing, Foran, Hagedorn, Orechio, Rodgers, Vreeland, Wallwork—9.

In the negative were—

Bedell, Dorsey, Dwyer, Errichetti, Graves, Hamilton, Herbert, Lipman, Merlino (President), A. Russo, Sheil, Weiss, Yates, Zane—14.

Assembly No. 1753 was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, A. Russo, Scardino, Sheil, Vreeland, Weiss, Yates, Zane—28.

In the negative were—

Dodd, Wallwork—2.

On motion of Mr. Weiss Senate No. 811, as amended, was placed back on second reading for the purpose of further

amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Errichetti, Feldman, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Weiss, Yates, Zane—22.

In the negative—None.

Senate No. 811, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Weiss Senate No. 812 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—24.

In the negative—None.

Senate No. 812, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dodd Senate No. 3074 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Errichetti, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Weiss, Yates—24.

In the negative was—Hamilton—1.

Senate No. 3074, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hagedorn Assembly No. 867 was placed back on second reading for the purpose of amendment and

on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—26.

In the negative—None.

Assembly No. 867, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Graves Senate No. 3044, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Sheil, Vreeland, Weiss, Yates, Zane—25.

In the negative—None.

Senate No. 3044, as further amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 1028 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Hagedorn, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Yates, Zane—26.

In the negative—None.

Senate No. 1408, as amended, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—26.

In the negative was—Laskin—1.

Senate No. 1440, as amended, was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—29.

In the negative—None.

Mr. Bedell offered the following resolution:

Resolved, That pursuant to Rule 119 Assembly No. 95, with Senate committee amendments, be substituted for Senate No. 28, as amended, with which it is identical, and that Senator J. Russo be added as cosponsor of Assembly No. 95, with Senate committee amendments.

Assembly No. 95, with Senate committee amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Errichetti, Feldman, Friedland, Herbert, Laskin, Sheil—7.

In the negative were—

Dorsey, Dumont, Ewing, Foran, Hagedorn, Kennedy, A. Russo, Vreeland, Wallwork, Yates—10.

On motion of Mr. Bedell the rules were suspended and Assembly No. 95, with Senate committee amendments, was laid over.

Assembly No. 471 was given third reading.

On motion of Mr. Errichetti that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates—27.

In the negative—None.

Assembly No. 1297, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates—28.

In the negative—None.

The President announced receipt of and directed the Secretary to read 25 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the State Law Enforcement Planning Agency Governing Board, Joseph A. LeFante, of Bayonne, for a term of two years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Charles A. Rizzi, of Haddonfield, for a term of one year, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Paula Rosenblum, of Teaneck, for a term of two years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Ann Klien, of Morristown, for a term of three years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Clinton Pagano, of Milford, for a term of three years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Stanley C. Van Ness, of Lawrenceville, for a term of three years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Lillian Hall, of Rosemont, for a term of two years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Richard J. Hughes, of Princeton, for a term of one year, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Arthur J. Simpson, Jr., of Oradell, for a term of one year, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Kenneth Gibson, of Newark, for a term of three years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Dr. Arthur Santucci, of West Orange, for a term of two years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, William Fauver, of Annandale, for a term of three years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, John Robertson, of Gloucester City, for a term of one year, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Paul Kiernan, of Neptune, for a term of three years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Raymond Mass, of Shrewsbury, for a term of one year, as prescribed by law.

To be a member of the Water Policy and Supply Council, Augustus C. Schultes, Jr., of Haddonfield, to succeed J. Duncan Pitney, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, Alexander Jack Willman, of North Arlington, to succeed Herbert F. Moore, for the term prescribed by law.

To be a member of the Public Broadcasting Authority, Thomas A. Ehrhart, of Union, to succeed Edith Luray, resigned, for the term prescribed by law.

To be a member of the Public Broadcasting Authority, Susan P. Thomases, of Englewood, to succeed Henry Becton, for the term prescribed by law.

To be a member of the Board of Governors, Rutgers, The State University, Sanford M. Jaffe, of Maplewood, to succeed himself, for the term prescribed by law.

To be a member of the Commission on Radiation Protection, Henry J. Powsner, M.D., of Princeton, to succeed Philip D. Gilbert, resigned, for the term prescribed by law.

To be Judge of the Superior Court, Herbert S. Alterman, of Passaic, for the term prescribed by law.

To be Judge of the Passaic County District Court, Vincent E. Hull, Jr., of Clifton, for the term prescribed by law.

To be Judge of the Passaic County Juvenile and Domestic Relations Court, Adolph A. Romei, of Paterson, for the term prescribed by law.

To be Commissioner, Department of Education, Dr. Fred G. Burke, of Trenton, to succeed himself, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Superior Court, Herbert S. Alterman, of Passaic, for the term prescribed by law.

To be Judge of the Passaic County District Court, Vincent E. Hull, Jr., of Clifton, for the term prescribed by law.

To be Judge of the Passaic County Juvenile and Domestic Relations Court, Adolph A. Romei, of Paterson, for the term prescribed by law.

To be a member of the Public Employment Relations Commission, Lloyd J. Newbaker, Jr., of Titusville, to succeed Lawrence S. Schwartz, of Belleville, resigned, for the term prescribed by law.

To be a member of the New Jersey Turnpike Authority, Francis G. Fitzpatrick, of Bayonne, to succeed himself, for the term prescribed by law.

To be a member of the Hospital Rate Setting Commission, Donald M. Payne, of Newark, for a term of four years as prescribed by law.

To be a member of the Commission on the Status of Women, Barbara S. Kelleher, of Corbin City, to succeed Anita Voorhees, of South Brunswick, resigned, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Hermia Lechner, of Clinton, to succeed herself, for the term prescribed by law.

To be a member of the Board of Governors, Rutgers, The State University, Morris Tanenbaum, of Short Hills, to succeed Donald S. MacNaughton, of Madison, for the term prescribed by law.

On motion of Mr. Hagedorn Senate No. 421 was withdrawn from the files.

The Education Committee reported the following bill favorably with amendment, and on motion of the Chairman the amendment was adopted:

Senate No. 322.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the Chairman the amendments were adopted:

Assembly Nos. 1410 and 1892; Senate Nos. 525, 1505, 1514, 3002 and 3040.

The Labor, Industry and Professions Committee reported the following bill favorably with amendment, and on motion of the Chairman the amendments were adopted:

Assembly No. 63.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Senate Nos. 989 and 3016; Assembly Nos. 182, 1815, 1816 and 1817.

The Labor, Industry and Professions Committee reported the following bills favorably without amendment:

Senate Nos. 414, 1472 and 3089.

The Law, Public Safety and Defense Committee reported the following bill favorably without amendment:

Senate No. 1130.

The Judiciary Committee reported the following bill favorably without amendment:

Senate Concurrent Resolution No. 72.

The Education Committee reported the following bill favorably by committee substitute:

Senate No. 1387.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved: 1. That printed copies of Senate Concurrent Resolution No. 72 be placed upon the desks of the members of the Senate forthwith, and that a record of such action be made in the Journal of the Senate; and

2. That the Secretary of the Senate forward 80 copies of Senate Concurrent Resolution No. 72, to the General Assembly with the request that the same be placed upon the desks of each member thereof in open meeting forthwith.

The Secretary then caused to be placed upon the desk of each member a copy of Senate Concurrent Resolution No. 72, and the placing thereof is hereby noted in the Journal.

On motion of Mr. Sheil, his name was withdrawn as cosponsor of Senate Joint Resolution No. 3003.

On motion of Mr. Dorsey, Mr. Orechio was added as cosponsor of Senate No. 3069.

On motion of Mr. Graves, Mr. A. Russo was added as cosponsor of Senate No. 3072.

On motion of Mr. Vreeland, Mr. Zane was added as cosponsor of Senate No. 3098.

The following bill was read for the first time by its title and given no reference:

Senate No. 277, as amended pursuant to the recommendation of the Governor.

Senate No. 277, as amended pursuant to the recommendation of the Governor; Senate Nos. 322, 525, 1505, 1514, 3002 and 3040, all as amended; Senate Nos. 414, 989, 1130, 1472, 3016 and 3089; Senate Committee Substitute for Senate No. 1387; Senate Concurrent Resolution No. 72; Assembly Nos. 63, 1410 and 1892, all as amended; Assembly Nos. 182, 1815, 1816 and 1817 were taken up, read a second time, and ordered to a third reading.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3092, by Mr. Dodd, Energy and Environment Committee.

Senate No. 3093, by Mr. Hirkala, County and Municipal Government Committee.

Senate No. 3094, by Mr. Hirkala, County and Municipal Government Committee.

Senate No. 3095, by Messrs. Kennedy, Gagliano, Vreeland, Skevin, Cafiero and Bedell, Institutions, Health and Welfare Committee.

Senate No. 3096, by Messrs. Skevin, Friedland, Sheil and Herbert, Institutions, Health and Welfare Committee.

Senate No. 3097, by Mr. Skevin, Energy and Environment Committee.

Senate No. 3098, by Messrs. Vreeland, Hagedorn, Wallwork, Laskin, Dumont, Weiss, Herbert, Skevin, A. Russo, Bedell, Foran, Gagliano, Ewing and Kennedy, Revenue, Finance and Appropriations Committee.

Senate No. 3099, by Messrs. Dwyer, Hamilton, Weiss and Greenberg, Judiciary Committee.

Senate No. 3100, by Messrs. Zane, Gagliano and Vreeland, Agriculture Committee.

Senate No. 3101, by Ms. Lipman and Mr. Herbert, Law, Public Safety and Defense Committee.

Senate No. 3102, by Mr. Dumont, County and Municipal Government Committee.

Senate No. 3103, by Mr. Dorsey, Institutions, Health and Welfare Committee.

Senate No. 3104, by Mr. Dumont, County and Municipal Government Committee.

Senate No. 3105, by Ms. Lipman and Mr. Bedell, County and Municipal Government Committee.

Senate No. 3106, by Mr. Hirkala, Institutions, Health and Welfare Committee.

Senate No. 3107, by Messrs. Wallwork, Orechio, Foran and Scardino, Revenue, Finance and Appropriations Committee.

Senate Joint Resolution No. 3004, by Messrs. Hagedorn and Merlino, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Resolution No. 3003, by Messrs. Gagliano, Kennedy, Cafiero, Vreeland, Wallwork and Hagedorn, Institutions, Health and Welfare Committee.

Senate Concurrent Resolution No. 3009, by Messrs. Scardino, Hamilton, A. Russo, Dorsey, Vreeland, Hagedorn and Feldman, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Concurrent Resolution No. 3010, by Messrs. Orechio and Wallwork, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Concurrent Resolution No. 3011, by Mr. Merlino, without reference.

Senate No. 3108, by Messrs. Hirkala, Graves and Merlino, Revenue, Finance and Appropriations Committee.

Senate No. 3109, by Messrs. Merlino and Herbert, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3110, by Messrs. Scardino, Hamilton, A. Russo, Hagedorn, Vreeland, Feldman and Herbert, Institutions, Health and Welfare Committee.

Senate No. 3111, by Messrs. Scardino, Hamilton, A. Russo, Hagedorn, Feldman, Herbert and Vreeland, Institutions, Health and Welfare Committee.

Senate Concurrent Resolution No. 3011 was taken up, read a second time, and ordered to a third reading.

Mr. Dwyer offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, February 22, 1979, at 4 p.m.

THURSDAY, February 22, 1979.

At 4 p.m. the Senate met.

The session was opened with prayer by Reverend Mark Giordone, Paterson, N. J.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

On motion of Mr. Greenberg, the following nominations were taken up:

To be Judge of the Superior Court, Herbert S. Alterman, of Passaic, for the term prescribed by law.

To be Judge of the Passaic County District Court, Vincent E. Hull, Jr., of Clifton, for the term prescribed by law.

To be Judge of the Passaic County Juvenile and Domestic Relations Court, Adolph A. Romei, of Paterson, for the term prescribed by law.

To be a member of the Public Employment Relations Commission, Lloyd J. Newbaker, Jr., of Titusville, to succeed Lawrence S. Schwartz, resigned, for the term prescribed by law.

To be a member of the New Jersey Turnpike Authority, Francis G. Fitzpatrick, of Bayonne, to succeed himself, for the term prescribed by law.

To be a member of the Hospital Rate Setting Commission, Donald M. Payne, of Newark, for a term of four years, as prescribed by law.

To be a member of the Commission on the Status of Women, Barbara S. Kelleher, of Corbin City, to succeed Anita Voorhees, resigned, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Hermia Lechner, of Clinton, to succeed herself, for the term prescribed by law.

To be a member of the Board of Governors, Rutgers, The State University, Morris Tanenbaum, of Short Hills, to succeed Donald S. MacNaughton, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—35.

In the negative—None.

The above nominations were declared unanimously confirmed.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably without amendment:

Senate Concurrent Resolution No. 3009.

Senate Concurrent Resolution No. 3009 was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Scardino, Senate Concurrent Resolution No. 3009 was passed by voice vote.

Senate No. 277, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 789, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1274 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton,

Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3006 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 483 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 604, with Senate committee amendments, was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton,

Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 714 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—33.

In the negative—None.

Assembly No. 1007 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—34.

In the negative—None.

Mr. Errichetti offered the following resolution, which was read and adopted:

Resolved, That pursuant to Rule 119, Assembly No. 1654 be substituted for Senate No. 1509 with which it is identical, and that Senator Errichetti be added as cosponsor of Assembly No. 1654.

Assembly No. 1654 was given third reading.

On motion of Mr. Errichetti that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—31.

In the negative—None.

Senate No. 1505, as amended, was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 3081 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 787, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Gregorio, Hagedorn, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—31.

In the negative—None.

On motion of Mr. Scardino Senate No. 1205, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1205, as further amended, was taken up, read a second time, and ordered to a third reading.

Mr. Scardino offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 1205, as further amended, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1205, as further amended, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 1400, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3044, as amended, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative was—Wallwork—1.

On motion of Mr. Perskie Senate No. 3009, as amended, was placed back on second reading for the purpose of

further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative—None.

Senate No. 3009, as further amended, was taken up, read a second time, and ordered to a third reading.

Assembly No. 1559 was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Herbert, Lipman, Maressa, Merlino (President), Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates, Zane—21.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Orechio, Parker, A. Russo, Vreeland, Wallwork—13.

On motion of Mr. Perskie, Senate No. 3089 was placed back on second reading for the purpose of amendment, and on motion, the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—29.

In the negative was—Graves—1.

Senate No. 3089, as amended, was taken up, read a second time, and ordered to a third reading.

Mr. Feldman assumed the duties of the Chair.

On motion of Mr. Merlino, Senate Concurrent Resolution No. 3011 was passed by voice vote.

On motion of Mr. Merlino, Senate No. 1410 was recommitted to the Labor, Industry and Professions Committee, and Senate No. 1430 was recommitted to the Law, Public Safety and Defense Committee.

Mr. Merlino resumed the duties of the Chair.

On motion of Mr. Orechio, Senate Joint Resolution No. 3003 was referred to the Law, Public Safety and Defense Committee.

The President announced receipt of and directed the Secretary to read six letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the Delaware River Joint Toll Bridge Commission, William J. Hodas, of Franklin, to succeed himself, for the term prescribed by law.

To be a member of the Camden County Board of Taxation, Louis C. Joyce, 3rd, of Blackwood, to succeed himself, for the term prescribed by law.

To be County Clerk of Warren County, Terrance D. Lee, of Harmony Township, to succeed Harry J. Snyder, deceased, for the term prescribed by law.

To be a member of the State Board of Mediation, Dr. Ercell I. Watson, of Wayne, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Mediation, Lawrence W. McGinley, of Surf City, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Mediation, Michael S. Murray, of Sea Girt, to succeed Barret Kolton, resigned, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The Institutions, Health and Welfare Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 205.

The Institutions, Health and Welfare Committee reported the following bill favorably without amendment:

Assembly No. 1510.

Assembly No. 205, with Senate committee amendments, and Assembly No. 1510 were taken up, read a second time, and ordered to a third reading.

Mr. Bedell offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 3089, as amended, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss—31.

In the negative—None.

Senate No. 3089, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Greenberg, Hagedorn, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork—29.

In the negative was—Graves—1.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and given no reference:

Assembly No. 1802; Senate No. 1217, with Assembly committee amendments, and Senate No. 1391, with Assembly amendments.

Senate No. 1217, with Assembly committee amendments, Senate No. 1391, with Assembly amendments, and Assembly No. 1802 were taken up, read a second time, and ordered to a third reading.

Senate No. 1391, with Assembly amendments, was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—33.

In the negative—None.

Senate No. 1217, with Assembly committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Foran, Friedland, Gagliano, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—30.

In the negative—None.

The Revenue, Finance and Appropriations Committee reported the following bill favorably without amendment:

Senate No. 3108.

The Institutions, Health and Welfare Committee reported the following bill favorably without amendment:

Assembly No. 1674.

The Institutions, Health and Welfare Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 220, 1260 and 1451.

Senate Nos. 220, 1260 and 1451, all as amended; Senate No. 3108; and Assembly No. 1674 were taken up, read a second time, and ordered to a third reading.

The following communications were received and filed:

New Jersey State Lottery Annual Report.

New Jersey Division of Taxation Annual Report.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3112, by Mr. A. Russo, Law, Public Safety and Defense Committee.

Senate No. 3113, by Messrs. Dumont and Ewing, Judiciary Committee.

Senate No. 3114, by Mr. A. Russo, Ms. Lipman and Mr. Dumont, County and Municipal Government Committee.

Senate No. 3115, by Mr. Kennedy, County and Municipal Government Committee.

Senate No. 3116, by Messrs. Hagedorn, Vreeland, Dorsey, Parker and Foran, County and Municipal Government Committee.

Senate No. 3117, by Messrs. Foran and Orechio, Law, Public Safety and Defense Committee.

Senate No. 3118, by Mr. Wallwork, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3119, by Messrs. Orechio, Foran and Ms. Lipman, Transportation and Communications Committee.

Senate No. 3120, by Messrs. Parker, Hagedorn, Vreeland, Foran, Friedland, Gagliano and Sheil, Revenue, Finance and Appropriations Committee.

Senate No. 3121, by Messrs. Parker, Hagedorn, Vreeland, Foran, Friedland, Gagliano and Sheil, Revenue, Finance and Appropriations Committee.

Senate No. 3122, by Messrs. Parker, Hagedorn, Vreeland, Foran, Friedland, Gagliano and Sheil, Revenue, Finance and Appropriations Committee.

Senate No. 3123, by Messrs. Parker, Hagedorn, Vreeland, Foran, Friedland, Gagliano, Sheil and Graves, Education Committee.

Senate No. 3124, by Messrs. Parker, Hagedorn, Vreeland, Foran, Friedland, Gagliano, Sheil and Graves, Labor, Industry and Professions Committee.

Senate No. 3125, by Messrs. Parker, Hagedorn, Vreeland, Foran, Friedland, Gagliano, Sheil, Graves and Dodd, Labor, Industry and Professions Committee.

Senate No. 3126, by Messrs. Parker, Hagedorn, Vreeland, Graves, Dodd, Foran, Friedland, Sheil and Gagliano, Labor, Industry and Professions Committee.

Senate No. 3127, by Mr. Orechio, County and Municipal Government Committee.

Senate Joint Resolution No. 3005, by Messrs. Dwyer, Dodd, Merlino, Hagedorn and Feldman, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1069, without reference.

Assembly Concurrent Resolution No. 3008, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 1110, Labor, Industry and Professions Committee.

Assembly No. 1111, Labor, Industry and Professions Committee.

Assembly No. 1112, Labor, Industry and Professions Committee.

Assembly No. 1474 with Assembly amendments to the Senate amendments, without reference.

Assembly No. 3008, Labor, Industry and Professions Committee.

Assembly Committee Substitute for Assembly Nos. 1709 and 1873, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly Concurrent Resolution No. 76, Energy and Environment Committee.

Assembly No. 1069 and Assembly No. 1474, with Assembly amendments to the Senate amendments, were taken up, read a second time, and ordered to a third reading.

The President announced receipt of and directed the Secretary to read 7 letters from the Governor nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the State Council on the Arts, Carol Anderson Friedland, of Jersey City, to succeed Ronnell Goodman, resigned, for the term prescribed by law.

To be a member of the State Council on the Arts, Walter Borten, of Spring Lake, to succeed Edward Ring, resigned, for the term prescribed by law.

To be a member of the State Council on the Arts, Peg M. Byrd, of Madison, to succeed herself, for the term prescribed by law.

To be a member of the State Council on the Arts, Harry A. Devlin, of Westfield, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Franklin Fischer, of Toms River, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Nicholas Mohr, of Teaneck, to succeed Ralph A. Franco, for the term prescribed by law.

To be a member of the Delaware River Port Authority, Craig W. Yates, of Willingboro, to succeed David J. Goldberg, resigned, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The Labor, Industry and Professions Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1905.

Assembly No. 1905 was taken up, read a second time, and ordered to a third reading.

The following message was received from the Clerk of the General Assembly:

Mr. President: I am directed by the General Assembly to inform the Senate that, pursuant to the request of the Senate, copies of Senate Concurrent Resolution No. 72 were placed upon the desks of the members of the General Assembly in open meeting this 22nd day of February, 1979.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday at 10 a.m., and that when it then adjourn it be to meet on Monday, February 26, 1979 at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, February 24, 1979.

The Senate met at 10 a.m.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, February 26, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Msgr. Joseph C. Shenrock, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill:

Senate No. 285, which bill was ordered held for delivery to the Governor.

Senate No. 811, as amended, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Senate No. 812, as amended, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 900, with Assembly amendments, was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 3009, as amended, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Senate No. 3040, as amended, was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 867, with Senate amendments, was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Assembly No. 1657, with Senate amendments, was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio,

Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 1804 was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino, (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably without amendment:

Assembly Concurrent Resolution No. 3008.

Mr. Merlino offered the following resolution, which was read and adopted by voice vote:

Resolved, That pursuant to Rule 119 Assembly Concurrent Resolution No. 3008 be substituted for Senate Concurrent Resolution No. 3010 with which it is identical, and that Senators Merlino, Wallwork and Orechio be added as cosponsors of Assembly Concurrent Resolution No. 3008.

Assembly Concurrent Resolution No. 3008 was given third reading.

On motion of Mr. Wallwork Assembly Concurrent Resolution No. 3008 was passed by voice vote.

On motion of Mr. Dodd Senate No. 1399, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—33.

In the negative—None.

Senate No. 1399, as further amended, was taken up, read a second time, and ordered to a third reading.

Mr. Dodd offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 1399, as further amended, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 1399, as further amended, was given third reading by emergency resolution.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative were—

Dumont, Perskie—2.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably without amendment:

Senate Joint Resolution No. 3005.

Senate Joint Resolution No. 3005 was taken up, read a second time, and ordered to a third reading.

Mr. Dwyer offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate Joint Resolution No. 3005 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1232, County and Municipal Government Committee.

Assembly No. 1584, Labor, Industry and Professions Committee.

Assembly No. 1660, Labor, Industry and Professions Committee.

Assembly No. 1680, County and Municipal Government Committee.

Assembly No. 3117, without reference.

Assembly No. 3117 was taken up, read a second time, and ordered to a third reading.

Mr. Wallwork offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3117 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 3117 was given third reading by emergency resolution.

On motion of Mr. Wallwork that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative was—Perskie—1.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Superior Court, Charles E. Villanueva, of Short Hills, for the term prescribed by law.

To be a member of the New Jersey Sports and Exposition Authority, Alfred Linkletter, of Chatham, to succeed himself, for the term prescribed by law.

To be a member of the Hackensack Meadowlands Development Commission, Michael J. Breslin, Jr., of Oradell, to succeed himself, for the term prescribed by law.

To be a member of the Electrical Licensing Board, John Q. Larkin, of Florham Park, to succeed himself, for the term prescribed by law.

To be a member of the Commission on the Status of Women, Rabbi Bernard N. Zlotowitz, of Fair Lawn, to succeed Dr. Sandra Grundfest, of Somerset, resigned, for the term prescribed by law.

To be a member of the Delaware River Port Authority, Craig W. Yates, of Willingboro, to succeed David J. Goldberg, of Moorestown, resigned, for the term prescribed by law.

To be a member of the Delaware River Joint Toll Bridge Commission, William J. Hodas, of Franklin, to succeed himself, for the term prescribed by law.

To be members of the State Law Enforcement Planning Agency Governing Board, Ann Klein, of Morristown, for a term of three years, as prescribed by law; William Fauver, of Annandale, for a term of three years, as prescribed by law; Richard J. Hughes, of Princeton, for a term of one year, as prescribed by law; Stanley Van Ness, of Lawrenceville, for a term of three years, as prescribed by law; Clinton Pagano, of Milford, for a term of three years, as prescribed by law; Joseph A. LeFante, of Bayonne, for a term of two years, as prescribed by law.

To be a member of the Burlington County Board of Taxation, Earl D. Emmons, of Pemberton, to succeed Samuel Paglione, resigned, for the term prescribed by law.

On motion of Mr. Greenberg that the Senate do declare the confirmation of the above nominations to be an emergency matter, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Zane —36.

In the negative—None.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

The above nominations were declared unanimously confirmed.

The Secretary reported receipt of a message from the General Assembly that General Assembly has passed the following Senate bills:

Senate Nos. 277, 865, 1183, 1497, and 1505, which bills were ordered held for delivery to the Governor.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and given no reference:

Senate Nos. 1394, 3086, 3087, and 3088, all with Assembly committee amendments.

Senate Nos. 1394, 3086, 3087 and 3088, all with Assembly committee amendments, were taken up, read a second time, and ordered to a third reading.

Senate No. 3086, with Assembly committee amendments, was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil,

Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative was—Dumont—1.

Senate No. 3087, with Assembly committee amendments, was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative was—Dumont—1.

Senate No. 3088, with Assembly committee amendments, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative was—Dumont—1.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 3003, Institutions, Health and Welfare Committee.

Assembly No. 931, County and Municipal Government Committee.

Assembly No. 1555, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Committee Substitute for Senate No. 3001 with Assembly committee amendments, without reference.

Senate Committee Substitute for Senate No. 3001, with Assembly committee amendments was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dwyer Senate No. 1462 was transferred from the Labor, Industry and Professions Committee to Revenue, Finance and Appropriations Committee.

The Labor, Industry and Professions Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 334 and 1057; Assembly No. 324 and Assembly Committee Substitute for Assembly No. 1127.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably with amendment, and on motion of the chairman the amendment was adopted:

Senate Concurrent Resolution No. 3007.

The Education Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 1455 and 3066; and Senate Concurrent Resolution No. 3006.

The Energy and Environment Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 1494.

The Law, Public Safety and Defense Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 3008 and 3010.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably without amendment:

Senate No. 808, and Assembly No. 1752.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported Senate No. 3054 favorably by committee substitute.

The Labor, Industry and Professions Committee reported the following bills favorably without amendment:

Senate No. 3046, and Assembly Nos. 639 and 643.

The Energy and Environment Committee reported the following bills favorably without amendment:

Senate Nos. 1492 and 1493.

The Law, Public Safety and Defense Committee reported the following bill favorably without amendment:

Senate No. 3069.

The Education Committee reported the following bill favorably without amendment:

Assembly No. 956.

Assembly No. 324 and Assembly Committee Substitute for Assembly No. 1127, both with Senate committee amendments; Assembly Nos. 639, 643, 956 and 1752; Senate Nos. 334, 1057, 1455, 1494, 3008, 3010 and 3066, all as amended; Senate Concurrent Resolution Nos. 3006 and 3007, both as amended; Senate Nos. 808, 1492, 1493, 3046, 3069 and Senate Committee Substitute for Senate No. 3054 were taken up, read a second time, and ordered to a third reading.

Mr. J. Russo moved that the Senate recess until 4 p.m.

Which motion was adopted.

The Senate reconvened at 4 p.m. and upon calling the roll the following members appeared and answered to their names:

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—34.

Assembly No. 1802 was given third reading.

On motion of Mr. Errichetti that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—28.

In the negative—None.

Senate Committee Substitute for Senate No. 3001, with Assembly committee amendments, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

On motion of Mr. Friedland Senate Committee Substitute for Senate No. 3054 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate Committee Substitute for Senate No. 3054, as amended, was taken up, read a second time, and ordered to a third reading.

Mr. Friedland offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate Committee Substitute for Senate No. 3054, as amended, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Senate Committee Substitute for Senate No. 3054, as amended, was given third reading by emergency resolution.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

On motion of Mr. Orechio, Senate No. 1297, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1297, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Greenberg Senate No. 1322 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1322, as amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 1398, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1399, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —31.

In the negative were—

Dumont, Perskie—2.

Senate No. 3016 was given third reading.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3074, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates—22.

In the negative were—

Cafiero, Dorsey, Dumont, Gagliano, Gregorio, Hagedorn, A. Russo, Vreeland, Wallwork, Zane —10.

Senate No. 109 was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate Joint Resolution No. 3005 was given third reading. by emergency resolution.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Assembly No. 1905, with Senate committee amendments, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Assembly No. 3117 was given third reading.

On motion of Mr. Wallwork that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative was—Perskie—1.

Messrs. Maressa and Errichetti offered the following resolution, which was read and adopted by the following vote:

A Resolution expressing the sense of the Senate that the acquisition and operation of the Garden State Racetrack facility by the New Jersey Sports and Exposition Authority is necessary and desirable and that the authority should review the methods and means for such acquisition and operation.

Whereas, In February of 1978, an act was approved to authorize the New Jersey Sports and Exposition Authority to acquire, operate, maintain, repair, reconstruct, restore and improve the Garden State Racetrack facility as an additional project of the authority; and

Whereas, Subsequent to the enactment of that act, the facility was acquired by a private individual and measures were adopted to rebuild the facility; and

Whereas, It is now apparent that the means, financial and otherwise, to rebuild and operate the facility by a private individual are not now, and will not be, available; and

Whereas, It is vital not only to State Government, but also to the citizens of South Jersey and throughout the State, that the revenues derived from parimutuel betting on horse race meetings be continued; and

Whereas, It is essential that the State's racetracks remain competitive with those in its sister states in the

attraction of the best bred horses and the scheduling of racing dates; and

WHEREAS, Although a feasibility study previously done indicated it would not be advisable for the New Jersey Sports and Exposition Authority to acquire and operate the facility, it is now in the public interest to reexamine and review that study with a view towards said acquisition and operation; and

WHEREAS, The New Jersey Sports and Exposition Authority is the most experienced and capable entity in this State to effect such a takeover and to manage and operate such a facility successfully; now, therefore,

Be It Resolved by the Senate of the State of New Jersey:

It is the sense of the Senate that the acquisition and operation of the Garden State Racetrack facility by the New Jersey Sports and Exposition Authority is necessary and desirable and in the public interest, and that the authority should undertake a review and reexamination of any reports or studies it may have with respect thereto with a view toward said acquisition and operation.

STATEMENT

The purpose of this resolution is adequately set forth in its title.

In the affirmative were—

Cafiero, Dodd, Dumont, Errichetti, Ewing, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—27.

In the negative—None.

Assembly No. 1039 was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo,

J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork—26.

In the negative were—

Graves, Herbert, Yates—3.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bill, which bill was read for the first time and referred by the President as indicated:

Assembly No. 3132, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 1102, 1176, 1400, and 3073, which bills were ordered held for delivery to the Governor.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3128, by Messrs. Gagliano and Kennedy, County and Municipal Government Committee.

Senate No. 3129, by Messrs. Parker, Cafiero, Dorsey and Vreeland, Education Committee.

Senate No. 3130, by Mr. A. Russo, Labor, Industry and Professions Committee.

Senate No. 3131, by Messrs. Weiss, Graves, Herbert, Hagedorn, Vreeland and Errichetti, Judiciary Committee.

Senate No. 3132, by Messrs. Friedland, Sheil, Gregorio, A. Russo, Rodgers, Yates, Skevin, Herbert, Bedell, Graves, Dwyer, Scardino and Errichetti, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3133, by Mr. Yates, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3134, by Mr. Dumont, Revenue, Finance and Appropriations Committee.

Senate No. 3135, by Ms. Lipman and Mr. Graves, County and Municipal Government Committee.

Senate No. 3136, by Messrs. Dodd and Dwyer, Energy and Environment Committee.

Senate No. 3137, by Messrs. Herbert, Errichetti, Ms. Lipman, Messrs. J. Russo, Merlino and Hirkala, Transportation and Communications Committee.

Senate No. 3138, by Messrs. J. Russo, Perskie, Friedland and Bedell, Energy and Environment Committee.

Senate No. 3139, by Mr. Bedell, Revenue, Finance and Appropriations.

Senate Concurrent Resolution 3012, by Messrs. Orechio, Dwyer, Hamilton, A. Russo, Weiss, Merlino, Hagedorn, Herbert, Dumont and Ewing, County and Municipal Government Committee.

Senate Resolution No. 3004, by Ms. Lipman, without reference.

Senate Resolution No. 3004 was taken up, read a second time, and ordered to a third reading.

The following communication was received and filed:

Quarterly Report of Legislative Agents—Office of Attorney General—4th quarter, 1978.

On motion of Mr. Weiss, Mr. Gregorio was added as cosponsor of Senate No. 109.

On motion of Mr. Dorsey, Messrs. Rodgers, Graves and Foran were added as cosponsors of Senate No. 3069.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet at the call of the President.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, March 1, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, March 3, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, March 5, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, March 8, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, March 10, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, March 12, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, March 15, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, March 17, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, March 19, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, March 22, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, March 24, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, March 26, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, March 29, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, March 31, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, April 2, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, April 5, 1979.

At 2 p.m. the Senate met.

The Session was opened with prayer by Monsignor Ardos of Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

Senate No. 886, as amended, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton,

Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 989 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative was—Laskin—1.

Senate No. 1451, as amended, was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative was—Laskin—1.

Senate No. 1455, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative were—

Greenberg, Hamilton—2.

The President announced receipt of, and directed the Secretary to read, 48 letters from the Governor nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be Chief Justice of the Supreme Court of New Jersey, Robert N. Wilentz, of Perth Amboy, to succeed Richard J. Hughes, retired, for the term prescribed by law.

To be Associate Justice of the Supreme Court of New Jersey, Stewart G. Pollock, of Mendham, to succeed Worrall F. Mountain, retired, for the term prescribed by law.

To be a member of the Atlantic County Board of Taxation, Lois H. Finifter, of Brigantine, to succeed herself, for the term prescribed by law.

To be a member of the Burlington County Board of Taxation, Samuel P. Alloway, Jr., of Vincetown, to succeed himself, for the term prescribed by law.

To be a member of the Cape May County Board of Taxation, Alan I. Gould, of Wildwood, to succeed himself, for the term prescribed by law.

To be a member of the Hudson County Board of Taxation, Rosalie D'Alessandro, of Jersey City, to succeed George Davis, deceased, for the term prescribed by law.

To be a member of the Hudson County Board of Taxation, Anthony J. Cilento, of Hoboken, to succeed himself, for the term prescribed by law.

To be a member of the Hunterdon County Board of Taxation, Dale C. Blazure, of Annandale, to succeed himself, for the term prescribed by law.

To be a member of the Mercer County Board of Taxation, H. Rick Kline, of Trenton, to succeed himself, for the term prescribed by law.

To be a member of the Ocean County Board of Taxation, Georgian Kolber, of Lakewood, to succeed herself, for the term prescribed by law.

To be a member of the Salem County Board of Taxation, Loren F. Hitchner, of Bridgeton, to succeed himself, for the term prescribed by law.

To be a member of the Warren County Board of Taxation, Frank H. DeLello, of Hackettstown, to succeed himself, for the term prescribed by law.

To be a member of the Delaware River Joint Toll Bridge Commission, William H. Blackton, of Phillipsburg, to succeed William Kopert, for the term prescribed by law.

To be a member of the Delaware River Joint Toll Bridge Commission, Daniel J. Graziano, Jr., of Hamilton Township, to succeed Gerald R. Stockman, resigned, for the term prescribed by law.

To be a member of the Election Law Enforcement Commission, Andrew Axtell, of Montclair, to succeed Frank P. Reiche, for the term prescribed by law.

To be Brigadier General, New Jersey Air National Guard, Col. James E. Young, of Spring Lake, for the term prescribed by law.

To be Brigadier General, New Jersey Army National Guard, Col. Carl E. Briscoe, of Atlantic City, for the term prescribed by law.

To be a member of the Civil Rights Commission, Wayne R. Bryant, of Lawnside, to succeed Matthew Carter, for the term prescribed by law.

To be a member of the Tourism Advisory Council, Joseph J. Messick, of Brigantine, to succeed himself, for the term prescribed by law.

To be a member of the Tourism Advisory Council, William C. Clegg, of Ocean Grove, to succeed himself, for the term prescribed by law.

To be a member and Chairman of the Tourism Advisory Council, Gary M. Shaw, of Wayne, to succeed himself, for the term prescribed by law.

To be a member of the Tourism Advisory Council, William A. Cline, of Morristown, to succeed himself, for the term prescribed by law.

To be a member of the Passaic Valley Sewerage Commission, Vincent Corrado, of Newark, to succeed Michael Giuliano, resigned, for the term prescribed by law.

To be a member of the Fish and Game Council, James Craft, of Vineland, to succeed John Cavagnaro, for the term prescribed by law.

To be a member of the Fish and Game Council, Anthony Di Giovanni, of Union, to succeed Neal Munch, for the term prescribed by law.

To be a member of the Fish and Game Council, David Lee Flitcroft, of Franklin Lakes, to succeed George Demarest, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Stephen Cuccio, of Saddle Brook, to succeed Michael Robinson, for the term prescribed by law.

To be a member of the Veteran Services Council, Margaret M. Malone, of Trenton, to succeed herself, for the term prescribed by law.

To be a member of the Veteran Services Council, Roy Friedman, of Irvington, to succeed himself, for the term prescribed by law.

To be a member of the Veteran Services Council, Howard E. Vander Clute, Jr., of Montvale, to succeed himself, for the term prescribed by law.

To be a member of the Commission on Aging, Constance Midkiff, of Lincoln Park, to succeed herself, for the term prescribed by law.

To be a member of the Commission on Aging, Cecile Norton, of Sea Bright, to succeed herself, for the term prescribed by law.

To be a member of the Commission on Aging, Esther Garvey, of Bogota, to succeed Michael DeCicco, resigned, for the term prescribed by law.

To be a member of the New Jersey Expressway Authority, Robert S. Golden, of Avalon, to succeed himself, for the term prescribed by law.

To be a member of the Local Finance Board, William F. Smith, of South Orange, to succeed himself, for the term prescribed by law.

To be a member of the Local Finance Board, I. Michael Heine, of Cherry Hill, to succeed James E. Campbell, for the term prescribed by law.

To be a member of the Historic Sites Council, Norma K. Herzfeld, of Kinnelon, to succeed Ethel Noyes, deceased, for the term prescribed by law.

To be a member of the Delaware River and Bay Authority, Walter F. W. Maack, of Woodstown, to succeed himself, for the term prescribed by law.

To be a member of the Natural Resources Council, Arthur McMahon, of Lyndhurst, to succeed himself, for the term prescribed by law.

To be a member of the Natural Resources Council, Eleanor Rooney, of Ramsey, to succeed herself, for the term prescribed by law.

To be a member of the Natural Resources Council, Philip Nanzetta, of Absecon, to succeed himself, for the term prescribed by law.

To be County Clerk of Middlesex County, Thomas J. Molyneux, of Fords, to succeed Frank Schotzman, retired, for the term prescribed by law.

To be a member of the Board of Examiners of Electrical Contractors, Richard F. Muller, of Rutherford, to succeed Edward Hasse, deceased, for the term prescribed by law.

To be a member of the Port Authority of New York and New Jersey, Alan Sagner, of South Orange, to succeed himself, for the term prescribed by law.

To be a member of the State Lottery Commission, Jerome Seiden, of West Orange, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Robert M. Schaeberle, of Montclair, to succeed Barbara Furst, for the term prescribed by law.

To be a member of the Shell Fisheries Council, John Pearce, Ph.D., of Fair Haven, to succeed Robert Schnabel, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Luther Jeffries, of Port Norris, to succeed himself, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The Judiciary Committee reported the following nomination favorably:

To be County Clerk of Middlesex County, Thomas J. Molyneux, of Fords, to succeed Frank Schotzman, retired, for the term prescribed by law.

On motion of Mr. Greenberg that the Senate do declare the confirmation of the above nomination to be an emergency matter, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

On motion of Mr. Greenberg the following nomination was taken up:

To be County Clerk of Middlesex County, Thomas J. Molyneux, of Fords, to succeed Frank Schotzman, retired, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

The above nomination was declared unanimously confirmed.

The Transportation and Communications Committee reported the following bill favorably with amendments and on motion of the chairman the amendments were adopted:

Senate Resolution No. 24.

On motion of Mr. Friedland Senate Resolution No. 24, as amended, was adopted by voice vote.

Assembly No. 366 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 687 was given third reading.

On motion of Mr. Wallwork that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative were—

Laskin, J. Russo—2.

Assembly No. 1474, with Assembly amendments to the Senate amendments, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The following communications were received from the Governor:

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
February 22, 1979.

SENATE BILL No. 958 (2nd OCR)

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 958 (2nd OCR), without my approval.

This bill would amend the Sales and Use Tax Act to exempt from taxation free circulation newspapers which limit advertising to 90 percent of the printed area of each issue. Current law does not tax advertising services, such as printing services, in newspapers. The proponents of this legislation seek a similar exemption for publications which are commonly known as "shoppers' guides."

The Division of Taxation has informed me that nine of the eleven papers which would be helped by this bill have cases pending, either at the hearing level or on appeal and that two others are now under review. I think that process should continue to its completion.

In addition, the amount of revenue which will be forthcoming to the State if the issue is resolved favorably amounts to approximately $650,000. I cannot at this time of severe fiscal constraint give my approval to a measure which would have such a result.

I am, however, aware that inequities exist in the Sales and Use Tax Act, and I would be receptive to a more comprehensive bill which addresses all those inequities at once.

There is, therefore, no need for further consideration of Senate Bill No. 958 (2nd OCR).

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
ROBERT E. MULCAHY, III
Chief of Staff, Secretary

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
April 5, 1979.

SENATE BILL No. 999 (OCR)

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 999 (OCR), without my approval, for reconsideration.

This bill was drafted by Legislative Services to revise and correct errors in the laws of the State. It is my intention to approve those portions of the bill which accomplish that purpose. However, I return it to you today with several recommendations made necessary because of my intention to veto A-578, the provisions of which were included by amendment and by the enactment of other laws subsequent to the passage of Senate Bill No. 999 (OCR).

Accordingly, I herewith return Senate Bill No. 999 (OCR) for reconsideration and recommend that it be amended as follows:

Page 4, Section 1, Line 143: Omit "Physical handicap" insert "Handicapped"

Page 4, Section 1, Line 143: Omit "any" insert "suffering from"

Page 4, Section 1, Line 150: After "device" insert ", or from any mental psychological or developmental disability resulting from anatomical, psychological, physiological or neurological conditions which prevents the normal exercise of any bodily or mental functions or is demonstrable, medically or psychologically, by accepted clinical or laboratory diagnostic techniques"

Page 25, Section 16, Line 1: Omit "40A:14–8 and"

Page 25, Section 16, Line 1: Omit "are" and insert "is"

Page 41, Section 23, Lines 112-118: Omit.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ HAROLD L. HODES
Assistant to the Governor.

Mr. J. Russo moved that the communications be spread in full upon the journal, which motion was adopted.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate No. 999 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate No. 999, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate No. 999, as amended pursuant to the recommendations of the Governor, was taken up, read a second time and ordered to a third reading.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3140, by Mr. J. Russo, County and Municipal Government Committee.

Senate No. 3141, by Messrs. Hirkala and Graves, Energy and Environment Committee.

Senate No. 3142, by Mr. Skevin, Revenue, Finance and Appropriations Committee.

Senate No. 3143, by Messrs. Musto, Friedland, Sheil and Rodgers, Revenue, Finance and Appropriations Committee.

Assembly No. 3144, by Messrs. A. Russo, Gregorio, Yates, Friedland and Musto, Transportation and Communications Committee.

Senate No. 3145, by Mr. Vreeland, Labor, Industry and Professions Committee.

Senate No. 3146, by Messrs. Kennedy, Errichetti, Rodgers, Skevin, Gagliano, Bedell, Dorsey, Cafiero, Vreeland, Wallwork, Foran, Hagedorn, Dumont, Ewing, Graves, Perskie, Friedland, Yates, Sheil, Musto, Dwyer, Feldman and Herbert, County and Municipal Government Committee.

Senate No. 3147, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3148, by Mr. Maressa, Revenue, Finance and Appropriations Committee.

Senate No. 3149, by Messrs. Hagedorn, Dodd, Scardino, Vreeland, Dorsey, A. Russo and Hamilton, Energy and Environment Committee.

Senate No. 3150, by Mr. Dodd, Judiciary Committee.

Senate No. 3151, by Messrs. Hirkala, Graves, Herbert, Skevin, Feldman, Merlino, Orechio, Hagedorn, Gregorio, Friedland, A. Russo, Rodgers and Bedell, Revenue, Finance and Appropriations Committee.

Senate No. 3152, by Messrs. Merlino and Orechio, Institutions, Health and Welfare Committee.

Senate No. 3153, by Mr. Merlino, County and Municipal Government Committee.

Senate No. 3154, by Messrs. Foran, Feldman, Orechio, Ms. Lipman and Mr. Dumont, Education Committee.

Senate No. 3155, by Mr. Greenberg, Judiciary Committee.

Senate Resolution No. 3005, by Mr. Bedell, without reference.

Senate Joint Resolution No. 3006, by Messrs. Hamilton, Dwyer, Weiss and Feldman, without reference.

Senate Concurrent Resolution No. 3013, by Mr. Merlino, without reference.

Senate Concurrent Resolution No. 3014, by Mr. Merlino, without reference.

Senate Concurrent Resolution No. 3015, by Messrs. Cafiero and Merlino, without reference.

Senate Concurrent Resolutions Nos. 3013, 3014, 3015; and Senate Joint Resolution No. 3006 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dwyer, Senate No. 3108 was recommitted to the Revenue, Finance and Appropriations Committee.

On motion of Mr. J. Russo, Assembly No. 470 was recommitted to the County and Municipal Government Committee.

The Agriculture Committee reported the following bill favorably with amendments, and on motion of the chairman the amendments were adopted:

Senate No. 1442.

The Labor, Industry and Professions Committee reported the following bills favorably with amendments, and on motion of the chairman the amendments were adopted:

Assembly No. 675, and Senate No. 1191.

The Law, Public Safety and Defense Committee reported the following bills favorably with amendments, and on motion of the chairman the amendments were adopted:

Senate Nos. 108 and 3071.

The Law, Public Safety and Defense Committee reported the following bill favorably by committee substitute:

Senate Joint Resolution No. 3003.

The Labor, Industry and Professions Committee reported the following bills favorably without amendment:

Assembly Committee Substitute for Assembly No. 331; Assembly Nos. 871 and 1659; and Senate Nos. 1114 and 1277.

The Transportation and Communications Committee reported the following bill favorably without amendment:

Senate No. 3005.

The Agriculture Committee reported the following bill favorably without amendment:

Senate No. 3100.

Senate Nos. 108, 1191, 1442 and 3071, all as amended; Senate Committee Substitute for Senate Joint Resolution No. 3008; Senate Nos. 1114, 1277, 3005 and 3100; Assembly No. 675, with Senate committee amendments; Assembly Committee Substitute for Assembly 331; and Assembly

Nos. 871 and 1659 were taken up, read a second time, and ordered to a third reading.

The President announced the receipt of the following communications which were received and filed:

The New Jersey Turnpike Authority—1978 Annual Report.

The Garden State Parkway Authority—1978 Annual Report.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 3168, Revenue, Finance and Appropriations Committee.

Assembly Concurrent Resolution No. 3001, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

On motion of Mr. J. Russo, Senate No. 1493 was referred to the Revenue, Finance and Appropriations Committee pursuant to Senate Rule 83E.

On motion of Mr. J. Russo, Assembly No. 324, with Senate committee amendments, was referred to the Law, Public Safety and Defense Committee.

On motion of Mr. Merlino, Senate No. 525 was referred to the Revenue, Finance and Appropriations Committee.

The Judiciary Committee reported the following nomination favorably:

To be Chief Justice of the Supreme Court of New Jersey, Robert N. Wilentz, of Perth Amboy, to succeed Richard J. Hughes, of Princeton, retired, for the term prescribed by law.

To be members of the State Board of Mediation:

Dr. Ercell I. Watson, of Wayne, to succeed himself, for the term prescribed by law.

Lawrence W. McGinley, of Surf City, to succeed himself, for the term prescribed by law.

Michael S. Murray, of Sea Girt, to succeed Barret Kolton, of West Orange, resigned, for the term prescribed by law.

To be a member of the Camden County Board of Taxation, Louis C. Joyce, III, of Blackwood, to succeed himself, for the term prescribed by law.

To be County Clerk of Warren County, Terrance D. Lee, of Harmony Township, to succeed Harry J. Snyder, of Belvidere, deceased, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Augustus C. Schultes, Jr., of Haddonfield, to succeed J. Duncan Pitney, of Mendham, for the term prescribed by law.

To be members of the State Law Enforcement Planning Agency Governing Board:

Raymond Mass, of Shrewsbury, for a term of one year, as prescribed by law.

John Robertson, of Gloucester City, for a term of one year, as prescribed by law.

Lillian G. Hall, of Rosemont, for a term of two years, as prescribed by law.

Charles A. Rizzi, of Haddonfield, for a term of one year, as prescribed by law.

Paul Kiernan, of Long Branch, for a term of three years, as prescribed by law.

To be a member of the Public Broadcasting Authority, Thomas A. Ehrhart, of Union, to succeed Edith Luray, of Summit, resigned, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, H. A. Welshons, of Clifton, to succeed himself, for the term prescribed by law.

To be a member of the North Jersey District Water Supply Commission, Elton Hill, of Newark, to succeed Dino D. Bliablias, of Short Hills, for the term prescribed by law.

To be members of the State Council on Arts:

Carol Anderson Friedland, of Jersey City, to succeed Ronnell Goodman, of Alpine, resigned, for the term prescribed by law.

Harry A. Devlin, of Westfield, to succeed himself, for the term prescribed by law.

Walter Borten, of Spring Lake, to succeed Edward Ring, of Trenton, resigned, for the term prescribed by law.

Franklin Fischer, of Toms River, to succeed himself, for the term prescribed by law.

To be Associate Justice of the Supreme Court of New Jersey, Stewart G. Pollock, of Mendham, to succeed Worral F. Mountain, of Morirstown, retired, for the term prescribed by law.

To be Commissioner, Department of Education, Fred G. Burke, of Trenton, to succeed himself, for the term prescribed by law.

Senate Resolution No. 3005 was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Orechio, Messrs. A. Russo and Gregorio were added as cosponsors of Senate Joint Resolution No. 3003.

On motion of Mr. Weiss, Mr. Friedland was added as cosponsor of Senate No. 3138.

On motion of Mr. Kennedy, Mr. A. Russo was added as cosponsor of Senate Concurrent Resolution No. 3005.

On motion of Mr. Ewing, Mr. Dorsey was added as cosponsor of Senate No. 282.

On motion of Ms. Lipman, Messrs. Gregorio, Orechio, Foran, Merlino and Dodd were added as cosponsors of Senate No. 1455.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, April 7, at 10 a.m., and that when it then adjourn, it be to meet on Monday, April 9, at 10 a.m., and that when it then adjourn, it be to meet on Thursday, April 12, at 10 a.m., and that when it then adjourn, it be to meet on Saturday, April 14, at 10 a.m., and that when it then adjourn, it be to meet on Monday, April 16, at 10 a.m., and that when it then adjourn, it be to meet on Thrusday, April 19, at 10 a.m., and that when it then adjourn, it be to meet

on Saturday, April 21, at 10 a.m., and that when it then adjourn, it be to meet on Monday April 23, 1979, at 4 p.m.

On motion of Mr. J. Russo, the Senate then adjourned.

SATURDAY, April 7, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, April 9, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, April 12, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, April 14, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, April 16, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, April 19, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, April 21, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, April 23, 1979.

At 2 p.m. the Senate met.

The Session was opened with prayer by Reverend Raymond P. Farred.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill:

Senate No. 1483, which bill was ordered held for delivery to the Governor.

On motion of Mr. Greenberg, the following nomination was taken up:

To be Chief Justice of the Supreme Court of New Jersey, Robert N. Wilentz, of Perth Amboy, to succeed Richard J. Hughes, retired, for the term prescribed by law.

Upon the question, "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J.

Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—37.

In the negative was—Wallwork—1.

On motion of Mr. Greenberg, the following nomination was taken up:

To be Associate Justice of the Supreme Court of New Jersey, Stewart G. Pollock, of Mendham, to succeed Worrall F. Mountain, retired, for the term prescribed by law.

Upon the question, "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The above nomination was declared unanimously confirmed.

On motion of Mr. Greenberg, the following nomination was taken up:

To be Commissioner of the Department of Education, Dr. Fred G. Burke, of Trenton, to succeed himself, for the term prescribed by law.

A motion by Mr. Hagedorn to table confirmation of Dr. Burke lost by voice vote.

Upon the question, "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dumont, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio,

Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates, Zane—29.

In the negative were—

Dorsey, Ewing, Foran, Gagliano, Hagedorn, Kennedy, A. Russo, Vreeland, Wallwork—9.

On motion of Mr. Greenberg, the following nominations were taken up:

To be a member of the State Board of Mediation, Dr. Ercell I. Watson, of Wayne, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Mediation, Lawrence W. McGinley, of Surf City, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Mediation, Michael S. Murray, of Sea Girt, to succeed Barret Kolton, resigned, for the term prescribed by law.

To be a member of the Camden County Board of Taxation, Louis C. Joyce, 3rd, of Blackwood, to succeed himself, for the term prescribed by law.

To be County Clerk of Warren County, Terrance D. Lee, of Harmony Township, to succeed Harry J. Snyder, deceased, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Augustus C. Schultes, Jr., of Haddonfield, to succeed J. Duncan Pitney, for the term prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Raymond Mass, of Shrewsbury, for a term of one year, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, John Robertson, of Gloucester City, for a term of one year, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Lillian Hall, of Rosemont, for a term of two years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Charles A. Rizzi, of Haddonfield, for a term of one year, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Paul Kiernan, of Neptune, for a term of three years, as prescribed by law.

To be a member of the Public Broadcasting Authority, Thomas A. Ehrhart, of Union, to succeed Edith Luray, resigned, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, H. A. Welshons, of Clifton, to succeed himself, for the term prescribed by law.

To be a member of the North Jersey District Water Supply Commission, Elton Hill, of Newark, to succeed Dino D. Bliablias, for the term prescribed by law.

To be a member of the State Council on the Arts, Carol Anderson Friedland, of Jersey City, to succeed Ronnell Goodman, resigned, for the term prescribed by law.

To be a member of the State Council on the Arts, Harry A. Devlin, of Westfield, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Walter Borten, of Spring Lake, to succeed Edward Ring, resigned, for the term prescribed by law.

To be a member of the State Council on the Arts, Franklin Fischer, of Toms River, to succeed himself, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

The above nominations were declared unanimously confirmed.

Senate No. 1260, as amended, was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3002, as amended, was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 956 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative were—

Laskin, Wallwork—2.

Assembly No. 1752 was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 220, as amended, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1057, as amended, was gvien third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—30.

In the negative was—Laskin—1.

Senate No. 1363 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dwyer, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—27.

In the negative were—

Dumont, Laskin, Wallwork—3.

Senate No. 1464 was given third reading.

On motion of Mr. Sheil that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative was—Laskin—1.

Senate No. 3069 was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative was—Herbert—1.

Senate Resolution No. 3005 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Senate Concurrent Resolution No. 3013 was given third reading.

On motion of Mr. J .Russo for Mr. Merlino Senate Concurrent Resolution No. 3013 passed by voice vote.

Senate Concurrent Resolution No. 3014 was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dorsey, Dwyer, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates, Zane—24.

In the negative were—

Cafiero, Dumont, Ewing, Foran, Hagedorn, Kennedy, Laskin, Vreeland, Wallwork—9.

Senate Joint Resolution No. 3006 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Lipman,

Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —31.

In the negative—None.

Assembly No. 182 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —31.

In the negative—None.

Assembly No. 205, with Senate committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Dumont, Dwyer, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—30.

In the negative—None.

Assembly No. 1311 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers,

A. Russo, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—28.

In the negative were—

Graves, Laskin—2.

Assembly No. 1892, with Senate committee amendments, was given third reading.

On motion of Mr. Gagliano that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

The President announced receipt of and directed the Secretary to read 12 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be Judge of the Superior Court, Philip M. Freedman, of Montclair, for the term prescribed by law.

To be Judge of the Juvenile and Domestic Relations Court, Yale L. Apter, of Livingston, for the term prescribed by law.

To be Judge of the Juvenile and Domestic Relations Court, Peter J. Cass, of Bloomfield, for the term prescribed by law.

To be Judge of the Superior Court, John L. Ard, of Springfield, for the term prescribed by law.

To be Judge of the Superior Court, Peter J. Devine, Jr., of Haddonfield, for the term prescribd by law.

To be Judge of the Superior Court, Baruch S. Seidman, of North Brunswick, for the term prescribed by law.

To be Judge of the Superior Court, Van Y. Clinton, of Orange, for the term prescribed by law.

To be Judge of the Superior Court, Charles M. Morris, Jr., of Hamilton Square, for the term prescribed by law.

To be a member of the New Jersey Expressway Authority, Carl T. Mitnick, of Ventnor, to succeed Harold Tyson, for the term prescribed by law.

To be a member of the State Council on the Arts, Evelina V. Thompson, of Trenton, to succeed Shirley K. Turner, for the term prescribed by law.

To be a member of the State Council on the Arts, Clement A. Price, of Newark, to succeed Charles A. Stanziale, for the term prescribed by law.

To be Director of the Division of Water Resources, Department of Environmental Protection, Arnold Schiffman, of Toms River, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

On motion of Mr. J. Russo, Assembly No. 63, with Senate committee amendments was referred to the Revenue, Finance and Appropriations Committee.

The President announced the receipt of the following communications which were received and filed:

The 1978 Annual Report of the Department of Public Advocate—Office of the Public Defender.

Recommendations for improving New Jersey Maintenance Program issued by New Jersey Commission on Capital Budgeting and Planning, April 1979.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1365, County and Municipal Government Committee.

Assembly No. 1627, County and Municipal Government Committee.

Assembly No. 1780, Labor, Industry and Professions Committee.

Assembly No. 1840, Education Committee.

Assembly No. 3067, Law, Public Safety and Defense Committee.

The Revenue, Finance and Appropriations Committee reported the following bills favorably with amendments, and on motion of the chairman the amendments were adopted:

Senate Nos. 1402, 3108 and 3139; Assembly Nos. 551, 1525, 1642 and 3168.

The County and Municipal Government Committee reported the following bills favorably with amendments, and on motion of the chairman the amendments were adopted:

Senate Nos. 1237, 1317, 1344, 1377, 1384 and 3127.

The Transportation and Communications Committee reported the following bill favorably with amendments, and on motion of the chairman the amendments were adopted:

Senate No. 3041.

The Judiciary Committee reported the following bill favorably with amendments, and on motion of the chairman the amendments were adopted:

Assembly No. 1275.

The Institutions, Health and Welfare Committee reported the following bill favorably with amendments, and on motion of the chairman the amendments were adopted:

Senate No. 3111.

The Transportation and Communications Committee reported the following bill favorably by committee substitute:

Senate No. 150.

The Revenue, Finance and Appropriations Committee reported the following bill favorably without amendment:

Senate No. 3151.

The County and Municipal Government Committee reported the following bill favorably without amendment:

Assembly No. 1324.

Senate Nos. 1237, 1317, 1344, 1377, 1384, 1402, 3041, 3108, 3111, 3127 and 3139, all as amended; Senate No. 3151; Senate Committee Substitute for Senate No. 150; Assembly

Nos. 551, 1275, 1525, 1642 and 3168, all with Senate committee amendments; and Assembly No. 1324 were taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 3019, County and Municipal Government Committee.

Assembly No. 1695, County and Municipal Government Committee.

Assembly Concurrent Resolution No. 3011, Energy and Environment Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3156, by Mr. Dumont, Institutions, Health and Welfare Committee.

Senate No. 3157, by Mr. Graves, Law, Public Safety and Defense Committee.

Senate No. 3158, by Messrs. Foran, Orechio, Cafiero, Parker, Vreeland, Wallwork, Ewing and Laskin, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3159, by Messrs. J. Russo, Dodd and Gregorio, County and Municipal Government Committee.

Senate No. 3160, by Messrs. Scardino, Rodgers, Friedland, Sheil and Feldman, County and Municipal Government Committee.

Senate No. 3161, by Mr. Bedell, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3162, by Mr. Bedell, Transportation and Communications Committee.

Senate No. 3163, by Mr. A. Russo, Labor, Industry and Professions Committee.

Senate No. 3164, by Mr. A. Russo, Law, Public Safety and Defense Committee.

Senate No. 3165, by Mr. Skevin, Education Committee.

Senate No. 3166, by Messrs. A. Russo, Herbert, Yates, Sheil, Greenberg, Friedland, Dodd, Scardino, Skevin, Musto, Gregorio, Weiss, Dwyer, Hamilton and Rodgers, Institutions, Health and Welfare Committee.

Senate No. 3167, by Mr. Graves, Education Committee.

Senate No. 3168, by Messrs. Wallwork and Ewing, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3169, by Mr. Merlino, Judiciary Committee.

Senate No. 3170, by Mr. Wallwork, County and Municipal Government Committee.

Senate No. 3171, by Mr. Foran, without reference.

Senate No. 3172, by Mr. Kennedy, Judiciary Committee.

Senate No. 3173, by Mr. Merlino, without reference.

Senate No. 3174, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3175, by Messrs. Graves and J. Russo, Revenue, Finance and Appropriations Committee.

Senate No. 3176, by Messrs. Scardino, Orechio, J. Russo, Feldman, Gregorio, A. Russo, Graves and Dorsey, Institutions, Health and Welfare Committee.

Senate No. 3177, by Messrs. Graves and Merlino, County and Municipal Government Committee.

Senate No. 3178, by Mr. Greenberg, Judiciary Committee.

Senate No. 3179, by Messrs. Gregorio, A. Russo, Weiss, Scardino and Graves, Judiciary Committee.

Senate No. 3180, by Messrs. Feldman, Herbert, Bedell, Hamilton, A. Russo, Skevin, Rodgers and Dwyer, Law, Public Safety and Defense Committee.

Senate No. 3200, by Mr. Dwyer, without reference.

Senate No. 3201, by Mr. Dwyer, without reference.

Senate Concurrent Resoultion No. 3016, by Mr. A. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Concurrent Resolution No. 3017, by Mr. Yates, without reference.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill, which bill was read for the first time and given no reference:

Senate No. 3089, with Assembly amendments.

Senate No. 3089, with Assembly amendments; Senate Nos. 3171, 3173, 3200 and 3201, and Senate Concurrent Resolution No. 3017 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hirkala, Messrs. Sheil, Dumont, Vreeland, Yates, Foran, Weiss, Ms. Lipman, Messrs. Hamilton, Musto, J. Russo, Zane, Perskie, Wallwork, Errichetti, Maressa and Greenberg were added as cosponsors of Senate No. 3151.

On motion of Mr. Feldman, Ms. Lipman was added as cosponsor of Senate No. 1507.

On motion of Mr. Foran, Mr. Feldman was added as cosponsor of Senate No. 3158.

On motion of Mr. Skevin, Mr. Dodd was added as cosponsor of Senate No. 1511.

On motion of Mr. Ewing, Mr. Cafiero was added as cosponsor of Senate No. 306.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, April 26, 1979, at 12 noon.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, April 26, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Robert Helt, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 4, 113, 801, 1089 and 1090, which bills were ordered held for delivery to the Governor.

On motion of Mr. Bedell, Senate No. 3089, with Assembly amendments, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by voice vote.

On motion of Mr. Bedell that the Senate concur in the Assembly amendments, as amended by the Senate amendments, to Senate No. 3089, as amended, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Zane —31.

In the negative was—Laskin—1.

Senate No. 999, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1130 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 1472 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3100 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate Concurrent Resolution No. 3006, as amended, was given third reading.

On motion of Messrs. Dodd and Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 1510 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 1646 was given third reading.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

On motion of Mr. Perskie Senate No. 3008, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert Hirkala, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—30.

In the negative—None.

Senate No. 3008, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Perskie Senate No. 3010, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3010, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Feldman, Senate No. 1494, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1494, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Cafiero Senate Concurrent Resolution No. 3015 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by voice vote.

On motion of Mr. Cafiero Senate Concurrent Resolution No. 3015, as amended, was adopted by voice vote.

On motion of Mr. Bedell, Senate No. 3046 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—30.

In the negative were—

Graves, Hamilton, Laskin—3.

Senate No. 3046, as amended, was taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly requesting Assembly Concurrent Resolution No. 3011 be returned to the General Assembly.

A motion was made and passed to return Assembly Concurrent Resolution No. 3011 to the General Assembly.

The Judiciary Committee reported the following nomination favorably:

To be a member of the Delaware River Joint Toll Bridge Commission, Daniel J. Graziano, Jr., of Hamilton Township, to succeed Gerald R. Stockman, of Trenton, resigned, for the term prescribed by law.

On motion of Mr. Greenberg that the Senate do declare the confirmation of the above nomination to be an emergency matter, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

On the question, "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

The above nomination was declared unanimously confirmed.

Senate No. 334, as amended, was given third reading.

On motion of Mr. Vreeland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Senate Concurrent Resolution No. 72 was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—31.

In the negative were—

Parker, Wallwork—2.

Mr. Merlino resumed the duties of the Chair.

Senate No. 1277 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dumont, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino,

Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative were—

Dorsey, Laskin, Parker—3.

Senate No. 3139, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—28.

In the negative was—Scardino—1.

Senate No. 808 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Zane—23.

In the negative were—

Graves, Laskin—2.

Assembly Committee Substitute for Assembly No. 331 was given third reading.

On motion of Mr. Errichetti that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker,

Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Zane —31.

In the negative—None.

Assembly No. 1674 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates —31.

In the negative—None.

Assembly No. 1815 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative—None.

Assembly No. 1816 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagdeorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino,

Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Assembly No. 1817 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Yates, Zane—30.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 16, Revenue, Finance and Appropriations Committee.

Assembly No. 47, Law, Public Safety and Defense Committee.

Assembly No. 280, Energy and Environment Committee.

Assembly No. 394, Agriculture Committee.

Assembly No. 550, Labor, Industry and Professions Committee.

Assembly No. 580, County and Municipal Government Committee.

Assembly No. 682, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 883, Labor, Industry and Professions Committee.

Assembly No. 1057, Labor, Industry and Professions Committee.

Assembly No. 1735, Labor, Industry and Professions Committee.

Assembly No. 1782, County and Municipal Government Committee.

Assembly No. 1810, Transportation and Communications Committee.

Assembly No. 1889, Labor, Industry and Professions Committee.

Assembly No. 3216, County and Municipal Government Committee.

Assembly Concurrent Resolution No. 3013, Energy and Environment Committee.

Senate No. 1501, with Assembly committee amendment, without reference.

Senate No. 3027, with Assembly committee amendment, without reference.

Senate Nos. 1501 and 3027, both with Assembly committee amendments, were taken up, read a second time and ordered to a third reading.

The Judiciary Committee reported the following bill favorably with amendments, and on motion of the chairman the amendments were adopted:

Senate No. 1306.

The Education Committee reported the following bills favorably with amendments, and on motion of the chairman the amendments were adopted:

Assembly No. 502; Senate Nos. 81, 249, 715, 1140, 1310, and 3036.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment, and on motion of the chairman the amendment was adopted:

Assembly No. 594.

The Labor, Industry and Professions Committee reported the following bills favorably with amendments, and on motion of the chairman the amendments were adopted:

Assembly Nos. 419, 1393, and 3008; Senate Nos. 74, and 820.

The Judiciary Committee reported the following bills favorably without amendment:

Senate Nos. 1299 and 3155; Assembly Nos. 361, 1144 and 1800.

The Labor, Industry and Professions Committee reported the following bills favorably without amendment:

Senate No. 3205; Assembly Nos. 1631, 1660 and 1754.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Senate Nos. 1282, 1499 and 3185.

Senate Nos. 74, 81, 249, 715, 820, 1140, 1306, 1310 and 3036, all as amended; Senate Nos. 1282, 1299, 1499, 3155, 3185 and 3205; Assembly Nos. 419, 502, 594, 1393 and 3008, all with Senate Committee amendments; Assembly Nos. 361, 1144, 1631, 1660, 1754 and 1800 were taken up, read a second time and ordered to a third reading.

On motion of Mr. A. Russo, Senate Nos. 1018 and 3163 were withdrawn from the files.

On motion of Mr. Dumont, Assembly No. 1069 was referred to the Education Committee.

On motion of Mr. J. Russo, Senate No. 1342 was transferred from the State Government, Federal and Interstate Relations and Veterans Affairs Committee to the Judiciary Committee.

On motion of Mr. J. Russo, Senate No. 3111, as amended, was referred to the Revenue, Finance and Appropriations Committee.

The following bills were read for the first time and referred to committee as indicated:

Senate No. 3181, by Messrs. A. Russo, Greenberg, Gregorio, Ms. Lipman, Messrs. Sheil, Rodgers and Friedland, Education Committee.

Senate No. 3182, by Messrs. Dorsey, Foran, Vreeland, Kennedy and Gagliano, Judiciary Committee.

Senate No. 3183, by Mr. Musto, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3184, by Mr. Skevin, County and Municipal Government Committee.

Senate No. 3185, by Messrs. Orechio, Foran, Graves, Dorsey and Rodgers, Law, Public Safety and Defense Committee.

Senate No. 3186, by Messrs. Dorsey, Perskie, Gregorio, Rodgers, Vreeland, Gagliano, Parker and Hagedorn, County and Municipal Government Committee.

Senate No. 3187, by Mr. Dorsey, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3188, by Mr. A. Russo, Institutions, Health and Welfare Committee.

Senate No. 3189, by Messrs. A. Russo, Gregorio, Yates and Friedland, Judiciary Committee.

Senate No. 3190, by Mr. Dumont, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3191, by Messrs. Hamilton, Dumont, Dwyer and Weiss, County and Municipal Government Committee.

Senate No. 3192, by Messrs. Hamilton, Dumont, Dwyer and Weiss, County and Municipal Government Committee.

Senate No. 3193, by Messrs. Hamilton, A. Russo, Dwyer, Weiss and Scardino, Revenue, Finance and Appropriations Committee.

Senate No. 3194, by Messrs. Hamilton, A. Russo, Dwyer, Errichetti and Weiss, Revenue, Finance and Appropriations Committee.

Senate No. 3195, by Messrs. Rodgers, Skevin, Sheil, Musto, Friedland, A. Russo, Gregorio, Hamilton, Greenberg, Graves, Hirkala, Orechio, Weiss, Perskie, Bedell, Yates, Zane, J. Russo, Maressa, Errichetti and Ms. Lipman, without reference.

Senate No. 3196, by Mr. A. Russo, Labor, Industry and Professions Committee.

Senate No. 3197, by Mr. Herbert, County and Municipal Government Committee.

Senate No. 3198, by Mr. Yates, Institutions, Health and Welfare Committee.

Senate No. 3199, by Mr. Yates, Institutions, Health and Welfare Committee.

Senate No. 3202, by Mr. Yates, Institutions, Health and Welfare Committee.

Senate No. 3203, by Mr. Greenberg, Judiciary Committee.

Senate No. 3204, by Mr. J. Russo, Law, Public Safety and Defense Committee.

Senate No. 3205, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3206, by Messrs. Dumont, Feldman and Ewing, Education Committee.

Senate No. 3207, by Messrs. Gregorio, Graves, Herbert, Bedell, A. Russo, Zane, Hamilton, Musto, Rodgers, Merlino, Sheil, J. Russo and Skevin, County and Municipal Government Committee.

Senate No. 3208, by Messrs. Bedell, Feldman, A. Russo, Gregorio, Vreeland, Foran, Hirkala and Kennedy, Labor, Industry and Professions Committee.

Senate No. 3209, by Ms. Lipman, Messrs. Friedland, Rodgers, Sheil and Bedell, Revenue, Finance and Appropriations Committee.

Senate Concurrent Resolution No. 3018, by Messrs. Musto, Sheil, Rodgers and Friedland, State Government, Federal and Interstate Relations and Veterans Affairs Committee

Senate Concurrent Resolution No. 3019, by Messrs. Musto, Sheil, Rodgers and Friedland, State Government, Federal and Interstate Relations and Veterans Affairs Committee

Senate Concurrent Resolution No. 3020, by Messrs. Hamilton, Yates, Parker, Merlino, Weiss, Dwyer, Foran, Dumont, Gregorio and A. Russo, without reference.

Senate Resolution No. 3006, by Messrs. Hamilton, Merlino, Herbert, Skevin, Weiss, Gregorio, Rodgers, Sheil, Feldman, Scardino and Graves, without reference.

Senate Joint Resolution No. 3007, by Mr. Friedland, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3195, Senate Concurrent Resolution No. 3020 and Senate Resolution No. 3006 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Gregorio, Mr. J. Russo was added as cosponsor of Senate No. 3179.

On motion of Mr. Graves, Mr. Skevin was added as cosponsor of Senate No. 3175.

On motion of Mr. Bedell, Messrs. Gagliano, Kennedy and Ewing were added as cosponsors of Senate No. 3139.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, April 28, at 10 a.m., and that when it then adjourn, it be to meet on Monday, April 30, at 10 a.m., and that when it then adjourn, it be to meet on Thursday, May 3, 1979, at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, April 28, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, April 30, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, May 3, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Msgr. Joseph Shenrock.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —37.

On the motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

On motion of Mr. Gregorio Senate No. 3195 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Merlino (President), Musto, Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3195, as amended, was taken up, read a second time, and ordered to a third reading.

Mr. Gregorio offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the journal of the Senate, that Senate No. 3195, as amended, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3195, as amended, was given third reading by emergency resolution.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative were—

Feldman, Laskin, Wallwork—3.

Mr. Feldman assumed the duties of the Chair.

Senate No. 1514, as amended, was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 3171 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

On motion of Mr. Scardino, Senate Concurrent Resolution No. 3007, as amended, was adopted by voice vote.

Senate No. 3151 was given third reading.

On motion of Mr. Hirkala that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino,

Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—30.

In the negative were—

Cafiero, Dorsey, Ewing, Laskin, Parker—5.

On motion of Mr. Perskie Senate No. 3008, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—31.

In the negative—None.

Senate No. 3008, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Perskie Senate No. 3010, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3010, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Weiss, Senate No. 108, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—none.

Senate No. 108, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Scardino Assembly No. 643 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Erreichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—32.

In the negative—None.

Assembly No. 643, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

Mr. Merlino resumed the duties of the Chair.

On motion of Mr. Zane Senate No. 1471, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wall-Work, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1471, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dumont Assembly No. 717 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 717, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Greenberg, Assembly No. 1275, with Senate committee amendments, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 1275, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

A motion by Mr. Hagedorn to place Senate No. 3200 back on second reading for the purpose of amendment was lost by voice vote.

Senate No. 3200 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Feldman, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates, Zane—29.

In the negative were—Cafiero, Dorsey, Ewing, Foran, Hagedorn, Laskin, Parker, Vreeland, Wallwork—9.

Senate No. 3201 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3005 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative was—Laskin—1.

Senate No. 322, as amended, was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3066, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—33.

In the negative—None.

Mr. J. Russo assumed the duties of the Chair.

Senate No. 3071, as amended, was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Foran, Friedland, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Lipman, Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—27.

In the negative were—

Dumont, Laskin—2.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 999, 3040, and Senate Joint Resolution No. 3005, which bills were ordered held for delivery to the Governor.

Mr. Feldman assumed the duties of the Chair.

Senate No. 3127, as amended, was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—30.

In the negative was—Laskin—1.

Mr. J. Russo assumed the duties of the Chair.

On motion of Mr. Yates, Senate Concurrent Resolution No. 3017 was adopted by voice vote.

Assembly Committee Substitute for Assembly No. 141, as amended, pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sacrdino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 871 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Foran, Friedland, Gregorio, Hamilton, Herbert, Lipman, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates—21.

In the negative were—

Dorsey, Ewing, Hagedorn, Laskin, Wallwork—5.

Assembly No. 1642, with Senate committee amendments, was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative was—Laskin—1.

On motion of Mr. Dwyer Assembly No. 3168, with Senate committee amendements, was substituted for Senate No. 3108, as amended, with which it is identical, and Senator Hirkala was added as cosponsor of Assembly No. 3168, with Senate committee amendments.

Assembly No. 3168, with Senate committee amendements, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated.

Assembly No. 3047, Judiciary Committee.

Assembly Committee Substitute for Assembly No. 3081, Institutions, Health and Welfare Committee.

Assembly No. 3194, Judiciary Committee.

Assembly No. 3231, Institutions, Health and Welfare Committee.

Assembly Concurrent Resolution No. 154, Energy and Environment Committee.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 3080 and 3133.

The Revenue, Finance and Appropriations Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 525.

The Judiciary Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1678.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 176 and Senate Nos. 687, 1291, 3032, 3072 and 3140.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Assembly No. 995 and Senate No. 3148.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably without amendment:

Senate No. 3109 and Senate Joint Resolution No. 3004.

The Judiciary Committee reported the following bills favorably without amendment:

Assembly Nos. 6 and 7.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Assembly Nos. 1695 and 3216; Senate Nos. 1389, and 3057.

Senate Nos. 525, 687, 1291, 3032, 3072, 3080, 3133 and 3140, all as amended; Senate Nos. 1389, 3057, 3109 and 3148; Senate Joint Resolution No. 3004; Assembly Nos. 176 and 1678, both with Senate committee amendments; Assembly Nos. 6, 7, 995, 1695 and 3216 were taken up, read a second time, and ordered to a third reading.

The Secretary read the following communications from the Governor:

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT

May 3, 1979.

SENATE BILL NO. 729

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 729 without my approval.

This bill would exempt New Jersey residents who hold certain radio amateur licenses from the requirement of the current statute that they obtain a permit from the Chief of Police where they reside before they may install or possess in an automobile a short-wave radio receiver operative on fire, police or other governmental frequencies. The current statute makes the failure to obtain such a permit a misdemeanor.

The stated purpose of this legislation is to encourage licensed individuals possessing short-wave radios in their automobiles to help during civil emergencies.

In reality, the presence of well meaning or curious individuals at accident or emergency scenes more often than

not hinders the operation of the authorized emergency personnel. I believe it would not be in the best interests of our citizens to encourage and facilitate the presence of such individuals at those critical situations. The mere presence of many vehicles or pedestrians or both on routes to or at emergency scenes may slow down an operation in which even a few minutes may be important to life.

If a licensed amateur radio operator has a need to have these receivers installed, he can, under current law, obtain a permit from the police.

In addition, the possibility exists that the criminal element in our society will take advantage of this bill to monitor police activity from automobiles and thereby gain advantage in their illegal enterprises. This result may needlessly endanger the lives of police officers and other people.

I believe the current law strikes a desirable balance between the needs of our licensed amateur radio operators and of our fire, police, and other emergency personnel.

Accordingly, I return herewith Senate Bill No. 729 without my approval.

Respectfully,

/s/ BRENDAN BYRNE,
Governor.

[SEAL]

Attest:
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT

May 3, 1979.

SENATE BILL NO. 721
[OFFICIAL COPY REPRINT]

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 721 (OCR) with my objections for reconsideration.

Senate Bill No. 721 (OCR) would affect local government construction contracts by permitting a contractor and a local

contracting unit to agree as a condition of a contract to have the contractor deposit as security negotiable bearer bonds of the State or negotiable bearer bonds or notes of any political subdivision thereof in lieu of the withholding of cash payments. In cases where cash payments were withheld the bill would require the contracting unit to deposit the withheld money in an interest bearing account and to return both the principal and interest to the contractor upon his satisfactory completion of the work.

It was the sponsor's intent that this bill bring the local procedures with regard to the withholding of payments and the deposit of bonds into a consistent position with the laws and procedures which govern this practice at the State level. Under State law and procedure a contractor in certain cases has the discretion concerning the deposit of negotiable bearer bonds as security. Any interest earned on such bonds is returned to the contractor upon his satisfactory completion of the work. If cash is withheld then any interest earned on that cash remains with the State. However, under this bill the local contracting unit would have the discretion to accept or reject the deposit of bonds by a contractor.

The purpose of the deposit of bonds or the withholding of payments is to provide security for the local government unit to assure that the work performed is satisfactorily completed. In my judgment, the deposit of bonds protects the local government unit while allowing a contractor to continue to earn interest on his security. If a contractor should default for not performing the work satisfactorily then the contracting unit has control of the bonds and can use them in the same manner as withheld cash payments. At the same time, a contractor retains the advantage of his investment in the bonds. Therefore, I believe that giving the contractor the discretion to decide whether to deposit negotiable bearer bonds as security would be consistent with State law and procedure and would provide adequate protection to the local contracting unit. Accordingly, I am recommending an amendment which would make the deposit of bearer bonds discretionary with the contractor.

If the decision whether to deposit bonds becomes discretionary with the contractor then the provision that the nature and amount of bonds to be deposited be specified in the advertisement for bids is no longer necessary. I am recommending an amendment to delete this requirement.

Under the bill a contractor could elect to deposit bonds on any construction contract. However, the Department of Treasury informs me that the management and control of deposited bonds on small contracts would be unworkable. Therefore, I am recommending an amendment to permit the deposit of bonds only on contracts which exceed $100,000.

The bill would provide that if a contractor agrees to the withholding of payments then that money would have to be deposited in an interest bearing account and any interest earned thereon would have to be given to the contractor together with the principal upon satisfactory completion of the work. This provision is inconsistent with current municipal accounting and borrowing practices and with current State practices. The contractor's right to withheld cash payments is contingent upon his satisfactory completion of the work. Until that time he would not appear to be entitled to any interest earned on those funds. Accordingly, I am recommending an amendment which would make it clear that when cash is withheld, interest earned on the withheld payments shall remain with a municipality.

The bill is not clear whether the interest earned on bonds would be returned to the contractor upon satisfactory completion of the work. I am recommending an amendment that would make it clear that when bonds or notes are withheld then interest accruing on those bonds or notes shall remain with the contractor.

Accordingly, I respectfully recommend the following changes in Senate Bill No. 721:

1. Page 1, Section 1, Line 1: After "contract" insert ", the total price of which exceeds $100,000,"
2. Page 1, Section 1, Line 6: Delete "with"
3. Page 1, Section 1, Line 7: Delete "the approval of the contracting unit"
4. Page 1, Section 1, Line 13: Delete "and"
5. Page 1, Section 1, Line 14: Delete "shall be specified in the advertisement for the bids"
6. Page 1, Section 1, Line 20: Delete "and any interest accruing thereon,"
7. Page 1, Section 1, Line 21: After "deposited," insert "and any interest accruing on such bonds or notes,"

8. Page 1, Section 1, Line 23: After "holding." add "Any interest accruing on cash payments withheld shall be credited to the contracting unit."

Respectfully,

/s/ BRENDAN BYRNE,
Governor.

[SEAL]

Attest:
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT

May 3, 1979.

SENATE BILL NO. 1298
[OFFICIAL COPY REPRINT]

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I return Senate Bill No. 1298, with my objections, for reconsideration.

Senate Bill No. 1298 would revise the order in which public questions are to be placed on voting ballots. Currently statewide questions are placed at the top of sample and official ballots and county and municipal questions are placed in that order at the foot of the ballot. Senate Bill No. 1298 would place all public questions at the foot of the ballot in the following order: municipal questions, county questions, statewide questions.

I believe that the order of questions on voting ballots should reflect the relative impact of the questions on the voters and should attempt to obtain some uniformity. Statewide questions, affecting all the voters of the State, have the greatest impact. Municipal questions are often of great immediate concern, especially in a State like New Jersey with such strong local control. Following these criteria, I believe that propositions to be voted for by all the voters in the State should be placed first, propositions to be voted for by the voters of a municipality should be placed second, and propositions to be voted for by the voters of a county should be placed last on voting ballots.

Accordingly, I respectfully recommend the following changes in Senate Bill No. 1298:

Page 1, Title, line 3: Delete ", and supplementing Title 19 of the Revised Statutes".

Page 1, Section 1, lines 1-7: Delete entirely.

Page 1, Section 2, line 1: Delete "2.", insert "1."

Page 1, Section 2, lines 2-7: after "Arrangement of public questions", delete entirely.

Page 1, Section 2, line 9: Delete "last", insert "first".

Page 1, Section 2, lines 9-11: Delete "shall be printed in compliance with the provisions of this amendatory and supplementary act".

Page 1, Section 2, line 11 :After "shall be", insert "printed".

Page 2, Section 2, lines 17-21: Delete entirely, insert:

"All public questions to be voted for by the voters of a municipality shall be placed second and shall be printed in the order as determined by the drawing of lots by the county clerk. All public questions to be voted for by the voters of a county shall be placed last and shall be printed in the order as determined by the drawing of lots by the county clerk. The county clerk shall draw lots in substantially the same manner as the drawing is made for the arrangement of candidates' names upon the ballot."

Respectfully,

/s/ BRENDAN BYRNE,
Governor.

[SEAL]

Attest:
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary.

Mr. J. Russo moved that the communications be spread in full upon the journal.

Which motion was adopted.

Mr. J. Russo offered the following resolution; which was read and adopted:

Resolved, That Senate Nos. 721 and 1298 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate Nos. 721 and 1298, both as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate Nos. 721 and 1298, both as amended pursuant to the recommendations of the Governor, were taken up, read a second time and ordered to a third reading.

The President announced receipt of, and directed the Secretary to read 15 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the Mosquito Control Commission, Frank F. Wallace, of Upper Deerfield Township, for the term prescribed by law.

To be a member of the Passaic County Board of Taxation, Adolph V. Bagli, of Hawthorne, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Higher Education, Edward E. Barr, of Fort Lee, to succeed himself, for the term prescribed by law.

To be a member of the Employment Security Council, Joseph F. Buckley, of Bridgewater, to succeed himself, for the term prescribed by law.

To be a member of the Employment Security Council, Leon E. Cohen, of Somerset, to succeed himself, for the term prescribed by law.

To be a member of the Employment Security Council, Joseph Coviello, of Cliffside Park, to succeed himself, for the term prescribed by law.

To be a member of the Employment Security Council, Arthur W. Ercison, of Short Hills, to succeed himself, for the term prescribed by law.

To be a member of the Employment Security Council, Edgar Wright, of Gloucester City, to succeed himself, for the term prescribed by law.

To be a member of the Cumberland County Board of Taxation, Arnold Gifford, of Millville, to succeed himself, for the term prescribed by law.

To be a member of the North Jersey District Water Supply Commission, Gregory Komeshok, of Passaic, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Agriculture, Roderick D. MacDougall, of New Vernon, to succeed Helen I. Smith, for the term prescribed by law.

To be a member of the State Board of Agriculture, John Villari, of Wenonah, to succeed Walter Betts, for the term prescribed by law.

To be a member of the Economic Development Council, Leo E. White, of Short Hills, to succeed William Tremayne, for the term prescribed by law.

To be a member of the Historic Sites Council, Jane Zdancewic, of Freehold, to succeed Charles Birmingham, for the term prescribed by law.

To be a member of the Employment Security Council, Archer Cole, of East Orange, to succeed himself, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

On motion of Mr. Feldman Senate No. 3173 was referred to the Education Committee.

On motion of Mr. Merlino Senate No. 3207 was transferred from the County and Municipal Government Committee to the State Government, Federal and Interstate Relations and Veterans Affairs Committee.

On motion of Mr. J. Russo Senate Nos. 249, 1140 and 3036, all as amended, were referred to the Revenue, Finance and Appropriations Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3210, by Mr. Hagedorn, Labor, Industry and Professions Committee.

Senate No. 3211, by Mr. Hagedorn, Labor, Industry and Professions Committee.

Senate No. 3212, by Mr. Hagedorn, Judiciary Committee.

Senate No. 3213, by Messrs. Weiss and Hamilton, Revenue, Finance and Appropriations Committee.

Senate No. 3214, by Mr. J. Russo, Law, Public Safety and Defense Committee.

Senate No. 3215, by Messrs. Scardino and Orechio, Institutions, Health and Welfare Committee.

Senate No. 3216, by Mr. Scardino, Institutions, Health and Welfare Committee.

Senate No. 3217, by Mr. Yates, Education Committee.

Senate No. 3218, by Messrs. A. Russo, Gregorio and Yates, Judiciary Committee.

Senate No. 3219, by Messrs. A. Russo, Gregorio and Yates, Judiciary Committee.

Senate No. 3220, by Messrs. Hamilton, Vreeland, Weiss, Gregorio and Herbert, Labor, Industry and Professions Committee.

Senate No. 3221, by Mr. Bedell, Judiciary Committee.

Senate No. 3222, by Messrs. Vreeland, Foran, Dorsey, Bedell, Wallwork and Ewing, Revenue, Finance and Appropriations Committee.

Senate No. 3223, by Mr. Zane, Education Committee.

Senate No. 3224, by Mr. Merlino, County and Municipal Government Committee.

Senate No. 3225, by Messrs. Friedland, Sheil and Errichetti, Judiciary Committee.

Senate Concurrent Resolution No. 3021, by Messrs. A. Russo, Gregorio, Greenberg and Feldman, Education Committee.

Senate Resolution No. 3007, by Mr. Zane, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

The following communication was received and filed:

South Jersey Port Corporation 1978 Audit.

On motion of Mr. Greenberg, Messrs. Dorsey and Orechio were added as cosponsors of Senate No. 3020.

On motion of Mr. Gregorio, Messrs. Errichetti, Orechio and Hirkala were added as cosponsors of Senate No. 3207.

On motion of Mr. Orechio, Mr. Hamilton was added as cosponsor of Senate No. 3127.

On motion of Mr. Skevin, Mr. Scardino was added as cosponsor of Senate No. 710.

On motion of Mr. Merlino, Mr. Graves was added as cosponsor of Senate No. 3169.

On motion of Mr. Kennedy, Mr. Gagliano was added as cosponsor of Senate No. 3115.

On motion of Ms. Lipman, her name was withdrawn as cosponsor of Senate No. 3020.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday at 10 a.m., and that when it then adjourn it be to meet on Monday, May 7, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, May 5, 1979.

The Senate met at 10 a.m.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, May 7, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Hill, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 130, 916 and 980, which bills were ordered held for delivery to the Governor; and Senate Concurrent Resolution No. 3013, which bill was ordered held for delivery to the Secretary of State.

The Judiciary Committee reported the following nominations favorably:

To be a member of the State Council on the Arts, Peg M. Byrd, of Madison, to succeed herself, for the term prescribed by law.

To be a member of the Warren County Board of Taxation, Frank H. DeLello, of Hackettstown, to succeed himself, for the term prescribed by law.

To be a member of the Natural Resources Council, Philip Nanzetta, of Absecon, to succeed himself, for the term prescribed by law.

To be a member and Chairman of the Tourism Advisory Council, Gary M. Shaw, of Wayne, to succeed himself, for the term prescribed by law.

To be members of the Tourism Advisory Council, William A. Cline, of Morristown, to succeed himself, for the term prescribed by law; Joseph J. Messick, of Brigantine, to succeed himself, for the term prescribed by law.

To be Brigadier General, New Jersey Army National Guard, Col. Carl E. Briscoe, of Atlantic City, for the term prescribed by law.

To be Brigadier General, New Jersey Air National Guard, Col. James E. Young, of Spring Lake, for the term prescribed by law.

To be a member of the Delaware River and Bay Authority, Walter F. W. Maack, of Woodstown, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey Expressway Authority, Carl T. Mitnick, of Ventnor, to succeed Harold Tyson, of Margate, for the term prescribed by law.

To be a member of the Ocean County Board of Taxation, Georgian Kolber, of Lakewood, to succeed herself, for the term prescribed by law.

To be members of the Commission on Aging, Cecile Norton, of Sea Bright, to succeed herself, for the term prescribed by law; Constance Midkiff, of Lincoln Park, to succeed herself, for the term prescribed by law.

To be a member of the Delaware River Joint Toll Bridge Commission, William H. Blackton, of Phillipsburg, to succeed Joel Kobert, of Mansfield Township, for the term prescribed by law.

To be a member of the Veteran Services Council, Margaret M. Malone, of Trenton, to succeed herself, for the term prescribed by law.

To be a member of the Atlantic County Board of Taxation, Lois H. Finifter, of Brigantine, to succeed herself, for the term prescribed by law.

To be a member of the Hudson County Board of Taxation, Rosalie D'Alessandro, of Jersey City, to succeed Joseph Bauer, of Jersey City, deceased, for the term prescribed by law.

To be members of the State Law Enforcement Planning Agency Governing Board, Dr. Arthur Santucci, of West

Orange, for a term of two years, as prescribed by law; Paula Rosenblum, of Teaneck, for a term of two years, as prescribed by law; Arthur J. Simpson, Jr., of Oradell, for a term of one year, as prescribed by law; Kenneth Gibson, of Newark, for a term of three years, as prescribed by law.

To be a member of the Fish and Game Council, Anthony Di Giovanni, of Union, to succeed Neal Munch, of Freehold, for the term prescribed by law.

To be a member of the Salem County Board of Taxation, Loren F. Hitchner, of Bridgeton, to succeed himself, for the term prescribed by law.

To be a member of the Board of Governors, Rutgers, the State University, Sanford M. Jaffe, of Maplewood, to succeed himself, for the term prescribed by law.

To be a member of the Mercer County Board of Taxation, H. Rick Kline, of Trenton, to succeed himself, for the term prescribed by law.

To be a member of the Public Broadcasting Authority, Susan P. Thomases, of Englewood, to succeed Henry Becton, for the term prescribed by law.

To be a member of the Veteran Services Council, Howard E. Vander Clute, Jr., of Montvale, to succeed himself, for the term prescribed by law.

To be director of the Division of Water Resources, Department of Environmental Protection, Arnold Schiffman, of Toms River, for the term prescribed by law.

To be a member of the Board of Examiners of Electrical Contractors, Richard F. Muller, of Rutherford, to succeed Edward Hasse, of Englewood, deceased, for the term prescribed by law.

To be a member of the Natural Resources Council, Arthur McMahon, of Lyndhurst, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Nicholasa Mohr, of Teaneck, to succeed Ralph A. Franco, of Camden, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, Alexander Jack Willman, of North Arlington, to succeed Herbert F. Moore, of Titusville, for the term prescribed by law.

To be a member of the Commission on Radiation Protection, Henry J. Powsner, M.D., of Princeton, to succeed Philip D. Gilbert, of Camden, resigned, for the term prescribed by law.

To be a member of the New Jersey Expressway Authority, Robert S. Golden, of Avalon, to succeed himself, for the term prescribed by law.

On motion of Ms. Lipman that the Senate concur in the Assembly amendments to Senate No. 3027 by Senate amendment the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

On motion of Mr. J. Russo Senate No. 81, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 81, as further amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 3008, as amended, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—31.

In the negative—None.

Senate No. 3010, as amended, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—29.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 159, Judiciary Committee.

Assembly No. 846, Judiciary Committee.

Assembly No. 1260, Labor, Industry and Professions Committee.

Assembly No. 1394, Judiciary Committee.

Assembly No. 1594, Law, Public Safety and Defense Committee.

Assembly No. 1867, Judiciary Committee.

Assembly No. 3144, Law, Public Safety and Defense Committee.

Assembly No. 3186, Revenue, Finance and Appropriations Committee.

Assembly No. 3306, without reference.

Assembly Concurrent Resolution No. 3012, without reference.

Assembly No. 3306 and Assembly Concurrent Resolution No. 3012 were taken up, read a second time, and ordered to a third reading.

Senate No. 1501, with Assembly committee amendments, was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 361 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 502, with Senate committee amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 1075 was given third reading.

On motion of Mr. Vreeland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 1800 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 3216 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate Committee Substitute for Senate No. 150 was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Zane—33.

In the negative was—Yates—1.

Assembly No. 1660 was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—36.

In the negative—None.

Senate No. 820, as amended, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 307, as amended, was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative was—Laskin—1.

Senate No. 1384, as amended, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Yates, Zane—22.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, Vreeland, Wallwork—12.

On motion of Mr. Greenberg, the following nominations were taken up:

To be a member of the State Council on the Arts, Peg M. Byrd, of Madison, to succeed herself, for the term prescribed by law.

To be a member of the Warren County Board of Taxation, Frank H. DeLello, of Hackettstown, to succeed himself, for the term prescribed by law.

To be a member of the Natural Resources Council, Philip Nanzetta, of Absecon, to susceed himself, for the term prescribed by law.

To be a member and Chairman, of the Tourism Advisory Council, Gary M. Shaw, of Wayne, to succeed himself, for the term prescribed by law.

To be a member of the Tourism Advisory Council, William A. Cline, of Morristown, to succeed himself, for the term prescribed by law.

To be a member of the Tourism Advisory Council, Joseph J. Messick, of Brigantine, to succeed himself, for the term prescribed by law.

To be Brigadier General, New Jersey Army National Guard, Col. Carl E. Briscoe, of Atlantic City, for the term prescribed by law.

To be Brigadier General, New Jersey Air National Guard, Col. James E. Young, of Spring Lake, for the term prescribed by law.

To be a member of the Delaware River and Bay Authority, Walter F. W. Maack, of Woodstown, to succeed himself. for the term prescribed by law.

To be a member of the New Jersey Expressway Authority, Carl T. Mitnick, of Ventnor, to succeed Harold Tyson, for the term prescribed by law.

To be a member of the Ocean County Board of Taxation, Georgian Kolber, of Lakewood, to succeed herself, for the term prescribed by law.

To be a member of the Commission on Aging, Cecile Norton, of Sea Bright, to succeed herself, for the term prescribed by law.

To be a member of the Commission on Aging, Constance Midkiff, of Lincoln Park, to succeed herself, for the term prescribed by law.

To be a member of the Delaware River Joint Toll Bridge Commission, William H. Blackton, of Phillipsburg, to succeed Joel Kobert, for the term prescribed by law.

To be a member of the Veteran Services Council, Margaret M. Malone, of Trenton, to succeed herself, for the term prescribed by law.

To be a member of the Atlantic County Board of Taxation, Lois H. Finifter, of Brigantine, to succeed herself, for the term prescribed by law.

To be a member of the Hudson County Board of Taxation, Rosalie D'Alessandro, of Jersey City, to succeed Joseph Bauer, deceased, for the term prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Dr. Arthur Santucci, of West Orange, for a term of two years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Paula Rosenblum, of Teaneck, for a term of two years, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Arthur J. Simpson, Jr., of Oradell, for a term of one year, as prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Kenneth Gibson, of Newark, for a term of three years, as prescribed by law.

To be a member of the Fish and Game Council, Anthony Di Giovanni, of Union, to succeed Neal Munch, for the term prescribed by law.

To be a member of the Salem County Board of Taxation, Loren F. Hitchner, of Bridgeton, to succeed himself, for the term prescribed by law.

To be a member of the Board of Governors, Rutgers, The State University, Sanford M. Jaffe, of Maplewood, to succeed himself, for the term prescribed by law.

To be a member of the Mercer County Board of Taxation, H. Rick Kline, of Trenton, to succeed himself, for the term prescribed by law.

To be a member of the Public Broadcasting Authority, Susan P. Thomases, of Englewood, to succeed Henry Becton, for the term prescribed by law.

To be a member of the Veteran Services Council, Howard E. Vander Clute, Jr., of Montvale, to succeed himself, for the term prescribed by law.

To be Director of the Division of Water Resources, Department of Environmental Protection, Arnold Schiffman, of Toms River, for the term prescribed by law.

To be a member of the Board of Examiners of Electrical Contractors, Richard F. Muller, of Rutherford, to succeed Edward Hasse, deceased, for the term prescribed by law.

To be a member of the Natural Resources Council, Arthur McMahon, of Lyndhurst, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Nicholasa Mohr, of Teaneck, to succeed Ralph A. Franco, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, Alexander Jack Willman, of North Arlington, to succeed Herbert F. Moore, for the term prescribed by law.

To be a member of the Commission on Radiation Protection, Henry J. Powsner, M.D., of Princeton, to succeed Philip D. Gilbert, resigned, for the term prescribed by law.

To be a member of the New Jersey Expressway Authority, Robert S. Golden, of Avalon, to succeed himself, for the term prescribed by law.

On motion of Mr. Greenberg that the Senate do declare the confirmation of the above nominations to be an emergency matter, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio,

Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—37.

In the negative—None.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The above nominations were declared unanimously confirmed.

Senate No. 1402, as amended, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The Judiciary Committee reported the following bills favorably without amendment:

Senate No. 3179 and Assembly No. 3194.

Senate No. 3179 and Assembly No. 3194 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Gregorio, Assembly No. 3194 was substituted for Senate No. 3179 with which it is identical, and Senator Gregorio was added as cosponsor of Assembly No. 3194.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 1375 and Senate Resolution No. 25.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably without amendment:

Senate No. 3027, Senate Resolution No. 22 and Assembly No. 1555.

Senate No. 1375 and Senate Resolution No. 25, both as amended; Senate No. 3207, Senate Resolution No. 22 and Assembly No. 1555 were taken up, read a second time, and ordered to a third reading.

Mr. J. Russo moved that the Senate recess until 4 p.m.

Which motion was adopted.

The Senate reconvened at 4 p.m. and upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—28.

Mr. Gregorio offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3194 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland,

Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

On motion of Mr. Laskin to place Assembly No. 3194 back on second reading for the purpose of amendment was lost by the following vote:

In the affirmative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, Vreeland, Wallwork—12.

In the negative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Yates, Zane—23.

Assembly No. 3194 was given third reading by emergency resolution.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative was—Greenberg—1.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill, which bill was read for the first time and given no reference:

Senate No. 3089 with Assembly amendments to the Senate amendments.

Senate No. 3089 with Assembly amendments to the Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Bedell that the Senate concur in the Assembly amendments to the Senate amendments to Senate No. 3089, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Zane —36.

In the negative—None.

On motion of Mr. Hamilton, Assembly No. 1393, with Senate committee amendments, was placed back on second reading for the purpose of further amendment, and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Feldman, Foran, Friedland, Gagliano, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—30.

In the negative was—Dumont—1.

Assembly No. 1393, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Zane, Assembly No. 622 was placed back on second reading for the purpose of amendment, and on motion, the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 622, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

Senate No. 1492 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Feldman, Friedland, Greenberg, Gregorio, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Yates, Zane—24.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Vreeland, Wallwork—10.

Senate No. 1494, as amended, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Feldman, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Wallwork, Yates, Zane—28.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Kennedy, Vreeland—8.

On motion of Mr. Ewing, Senate Committee Substitute for Senate No. 1387 was placed back on second reading for the purpose of amendment, and on motion, the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—34.

In the negative—None.

Senate Committee Substitute for Senate No. 1387, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hamilton, Senate Resolution No. 3006 was adopted by voice vote.

Assembly No. 1272 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—34.

In the negative—None.

Assembly No. 1525, with Senate committee amendments, was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert,

Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—34.

In the negative—None.

On motion of Mr. Feldman, Mr. Scardino was added as cosponsor of Senate Nos. 1494 and 1492.

On motion of Mr. Gregorio, Mr. Zane was added as cosponsor of Senate No. 3179.

On motion of Mr. Hamilton, Mr. Orechio was added as cosponsor of Senate Resolution No. 3006.

The Institutions, Health and Welfare Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 710, 3043 and Assembly No. 1323.

The Education Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 248, 3026 and 3154.

The Education Committee reported the following bill favorably without amendment:

Senate No. 3165.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Senate No. 3180 and Assembly No. 1527.

Senate Nos. 248, 710, 3026, 3043 and 3154, all as amended; Senate Nos. 3165 and 3180; Assembly No. 1323, with Senate committee amendments; and Assembly No. 1527 were taken up, read a second time, and ordered to a third reading.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3226, by Mr. Hamilton, Labor, Industry and Professions Committee.

Senate No. 3227, by Messrs. Cafiero, Ewing, Foran and Maressa, County and Municipal Government Committee.

Senate No. 3228, by Messrs. Skevin, Sheil and Gagliano, Transportation and Communications Committee.

Senate No. 3229, by Messrs. Weiss, Dwyer, Herbert, Graves and Vreeland, County and Municipal Government Committee.

Senate No. 3230, by Messrs. Bedell, Foran, Gregorio, Vreeland, Dodd, Gagliano, Kennedy and Friedland, Labor, Industry and Professions Committee.

Senate No. 3231, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3232, by Mr. Orechio, Law, Public Safety and Defense Committee.

Senate No. 3233, by Mr. A. Russo, Transportation and Communications Committee.

Senate No. 3234, by Mr. Zane, Labor, Industry and Professions Committee.

Senate No. 3235, by Messrs. Friedland and Sheil, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3236, by Mr. Dodd, County and Municipal Government Committee.

Senate No. 3237, by Mr. Merlino, Institutions, Health and Welfare Committee.

Senate No. 3238, by Messrs. Hamilton, Dwyer, Weiss, Errichetti, Musto, Scardino, A. Russo, Gregorio, Dumont, Foran, Herbert and Skevin, Law, Public Safety and Defense Committee.

Senate No. 3239, by Messrs. Vreeland, Bedell, Wallwork, Ewing and Parker, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3240, by Messrs. Vreeland, Dorsey and Ewing, Education Committee.

Senate No. 3241, by Messrs. Wallwork, Vreeland, Hirkala, Dodd, Dumont and Ewing, Education Committee.

Senate No. 3242, by Messrs. Dodd, Feldman and Parker, Energy and Environment Committee.

Senate No. 3243, by Mr. Yates, without reference.

Senate Joint Resolution No. 3008, by Mr. Friedland, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Concurrent Resolution No. 3022, by Mr. Zane, Revenue, Finance and Appropriations Committee.

Senate Resolution No. 3008, by Mr. Bedell, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3243 was taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, May 10, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, May 10, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Bill Daily, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—35.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 437 and 3201, which bills were ordered held for delivery to the Governor; Senate Concurrent Resolutions Nos. 3007 and 3017, which bills were ordered held for delivery to the Secretary of State.

On motion of Mr. Perskie, Senate No. 3072, as amended, was placed back on second reading for the purpose of further amendment and on motion, the amendment was adopted by the following vote:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Weiss, Yates, Zane—29.

In the negative—None.

Senate No. 3072, as further amended, was taken up, read a second time, and ordered to a third reading

Senate No. 74, as amended, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates—32.

In the negative—None.

Senate No. 1389 was given third reading.

On motion of Mr. Hirkala that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino,

(President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 1394, with Assembly committee amendments, was given third reading.

On motion of Mr. Orechio for Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino, (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

On motion of Mr. Hamilton, Senate Concurrent Resolution No. 3020 was adopted by voice vote.

Assembly No. 594, with Senate committee amendments, was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 995 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio,

Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 1324 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 1659 was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates—32.

In the negative—None.

Assembly No. 3306 was given third reading.

On motion of Mr. Laskin that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy,

Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 1695 was given third reading.

On motion of Mr. Laskin that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 81, as amended, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 108, as amended, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President),

Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 1174 was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1298, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dorsey, Dwyer, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Weiss, Yates, Zane—24.

In the negative were—

Cafiero, Dumont, Foran, Hagedorn, Kennedy, Parker, Vreeland, Wallwork—8.

Senate No. 1310, as amended, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala,

Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1322, as amended, was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Weiss, Zane—29.

In the negative were—

Graves, Hagedorn, Laskin, Perskie, Wallwork, Yates—6.

The Revenue, Finance and Appropriations Committee reported the following bill favorably without amendment:

Assembly No. 3186.

Assembly No. 3186 was taken up, read a second time, and ordered to a third reading.

Mr. Musto offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3186 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers,

A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 3186 was given third reading by emergency resolution.

On motion of Mr. Musto that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

On motion of Mr. Feldman, Senate No. 3154, as amended, was placed back on second reading for the purpose of furtheir amendment and on motion, the amendment was adopted by the following vote:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None,

Senate No. 3154, as further amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 1499 was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio,

Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative was—Laskin—1.

Senate Joint Resolution No. 3004 was given third reading.

On motion of Mr. Hagedorn for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None

Assembly No. 551, with Senate committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Feldman, Herbert, Perskie—4.

In the negative were—

Cafiero, Dorsey, Dumont, Foran, Friedland, Hagedorn, Hirkala, Kennedy, Laskin, Maressa, Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Zane—19.

On motion of Mr. Perskie the rules were suspended and Assembly No. 551, with Senate committee amendments, was laid over.

On motion of Mr. Kennedy, Senate No. 3109 was placed back on second reading for the purpose of amendment and on motion, the amendment was adopted by the following vote:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—30.

In the negative—None.

Senate No. 3109, as amended, was taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 3109, as amended, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3109, as amended, was given third reading by emergency resolution.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 572, County and Municipal Government Committee.

Assembly No. 593, Judiciary Committee.

Assembly No. 1723, Law, Public Safety and Defense Committee.

Assembly No. 3295, Education Committee.

Assembly No. 3307, Education Committee.

Assembly Joint Resolution No. 3003, Energy and Environment Committee.

Senate No. 777, with Assembly amendments, without reference.

Senate No. 1052, with Assembly amendments, without reference.

Senate No. 3139, with Assembly amendments, without reference.

Senate Nos. 777, 1052 and 3139, all with Assembly amendments were taken up, read a second time, and ordered to a third reading.

Senate No. 777, with Assembly amendments, was given third reading.

On motion of Mr. Hirkala that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 3139, with Assembly amendments, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Mr. Dumont and all Senators offered the following resolution, which was read and adopted by the following vote:

WHEREAS, Webster's Third New International Dictionary defines a moose as "a large ruminant (i.e., cud-chewing) animal (*Alces americana*) of the family Cervidae that inhabits forested parts of Canada and the northern United States"; and,

WHEREAS, The Senate of the State of New Jersey defines a moose as "a large bill-chewing Senator (*Walterus edge*) of the family Foran that inhabits forested parts of Hunterdon County and northwest New Jersey"; and,

WHEREAS, Unlike *Alces americana* which tends to be a loner and shuns contact with fellow members of its species, *Walterus edge* is a happy, gregarious creature who avidly seeks, and is sought by, his fellows; and,

WHEREAS, In keeping with the habits of his counterparts in the wild, which bear their young in May, the parents of the Senate's own lovable moose gave birth to him on May 14, 1919; and,

WHEREAS, The Senate of the State of New Jersey would like to commemorate that special event which happened three score years ago; now, therefore,

Be It Resolved by the Senate of the State of New Jersey:

That the best wishes of the Senate are hereby extended to Senator Walter E. Foran, our own special "moose," on this, his sixtieth birthday; and,

Be It Further Resolved, That today, May 14, 1979, is hereby declared "Moose Foran Day" in honor of our affable friend from the wilds of Hunterdon County; and,

Be It Further Resolved, That a duly authenticated copy of this resolution, signed by the President and attested by the Secretary, be forwarded to Senator Walter E. "Moose" Foran.

JOSEPH P. MERLINO,
President of the Senate.

Attest:

ROBERT E. GLADDEN,
Secretary of the Senate.

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Friedland, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—28.

In the negative was—Laskin—1.

Mr. Greenberg offered the following resolution, which was read and adopted by the following vote:

Be It Resolved, That Assembly No. 1275, with Senate amendments, be placed back on second reading for the purpose of further amendment.

In the affirmative were—

Dorsey, Ewing, Feldman, Foran, Friedland, Greenberg, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Rodgers, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates—20.

In the negative were—

Dodd, Dwyer, Hagedorn, Hamilton—4.

Mr. Greenberg offered further Senate amendments to Assembly No. 1275, with Senate amendments, which lost by the following vote:

In the affirmative were—

Greenberg, Laskin, Merlino (President), Yates—4.

In the negative were—

Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Gagliano, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Maressa, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss—26.

Mr. Greenberg offered further Senate amendments to Assembly No. 1275, with Senate amendments, which lost by the following vote:

In the affirmative were—

Ewing, Friedland, Greenberg, Laskin, Rodgers, J. Russo, Sheil, Wallwork—8.

In the negative were—

Dodd, Dorsey, Dumont, Dwyer, Feldman, Foran, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, A. Russo, Vreeland, Weiss, Yates—22.

Mr. Greenberg offered further Senate amendments to Assembly No. 1275, with Senate amendments, which were adopted by the following vote:

In the affirmative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Friedland, Graves, Greenberg, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Vreeland, Wallwork, Yates—26.

In the negative—None.

Mr. Perskie offered further Senate amendments to Assembly No. 1275, with Senate amendments, which were adopted by the following vote:

In the affirmative were—

Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Musto, Orechio, Parker, Perskie, Rodg-

ers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Weiss, Yates—29.

In the negative—None.

Mr. Wallwork offered further Senate amendments to Assembly No. 1275, with Senate amendments, which lost by the following vote:

In the affirmative were—

Cafiero, Dumont, Ewing, Foran, Hagedorn, Kennedy, Laskin, Vreeland, Wallwork—9.

In the negative were—

Dwyer, Friedland, Graves. Greenberg, Hamilton, Herbert, Hirkala, Musto, Orechio, Perskie, Rodgers, J. Russo, Sheil, Weiss, Yates—15.

Assembly No. 1275, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

The Revenue, Finance and Appropriations Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3111.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3146 and Assembly Nos. 580 and 1365.

The Energy and Environment Committee reported the following bill favorably, with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3091.

The Institutions, Health and Welfare Committee reported the following bills favorably, with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3215 and Assembly No. 3231.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Senate Nos. 3018, 3177 and 3186 and Assembly Nos. 1627 and 3019.

The County and Municipal Government Committee reported Senate No. 3153 favorably by committee substitute.

Senate Nos. 3091, 3111, 3146 and 3215, all as amended; Senate Committee Substitute for Senate No. 3153; Senate Nos. 3018, 3177 and 3186; Assembly Nos. 580, 1365 and 3231, all with Senate committee amendments; and Assembly Nos. 1627 and 3019 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. J. Russo Assembly No. 419, with Senate committee amendments, and Assembly No. 717, with Senate amendments, were referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. Musto Assembly No. 341 was recommitted to the County and Municipal Government Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3244, by Ms. Lipman, Messrs. Yates, A. Russo, Herbert, Perskie and Orechio, County and Municipal Government Committee.

Senate No. 3245, by Mr. Maressa, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3246, by Mr. Maressa, Labor, Industry and Professions Committee.

Senate No. 3247, by Messrs. Scardino and Herbert, Energy and Environment Committee.

Senate No. 3248, by Messrs. Graves, Orechio, Rodgers, Foran and Dorsey, Revenue, Finance and Appropriations Committee.

Senate No. 3249, by Mr. A. Russo, Education Committee.

Senate No. 3250, by Messrs. Bedell and Friedland, County and Municipal Government Committee.

Senate No. 3251, by Mr. Zane, Energy and Environment Committee.

Senate No. 3252, by Mr. Zane, Energy and Environment Committee.

Senate No. 3253, by Mr. Yates, Education Committee.

Senate Joint Resolution No. 3009, by Mr. Dumont, without reference.

Senate Joint Resolution No. 3009 was taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, May 12, at 10 a.m., and that when it then adjourn, it be to meet on Monday, May 14, at 10 a.m., and that when it then adjourn it be to meet on Thursday, May 17, at 10 a.m., and that when it then adjourn it be to meet on Saturday, May 19, at 10 a.m., and that when it then adjourn it be to meet on Monday, May 21, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, May 12, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, May 14, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, May 17, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, May 19, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, May 21, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Msgr. Ardos, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 81, 410, 789, 1298, 3005, 3027, 3195 and 3200, which bills were ordered held for delivery to the Governor.

Mr. Feldman assumed the duties of the Chair.

A motion by Mr. J. Russo to place Senate No. 3091, as amended, back on second reading for the purpose of further amendment was lost by the following vote:

In the affirmative were—

Bedell, Cafiero, Foran, Gagliano, Hagedorn, Kennedy, Parker, Perskie, J. Russo, Vreeland, Wallwork, Zane—12.

In the negative were—

Dodd, Dwyer, Errichetti, Feldman, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, A. Russo, Scardino, Skevin, Weiss, Yates—17.

Senate No. 3091, as amended, was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative were—

Cafiero, J. Russo—2.

Mr. Merlino resumed the duties of the Chair.

Senate No. 3207 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

The Judiciary Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3225.

Senate No. 3225, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Friedland Senate No. 3225, as amended, was placed back on second reading for the purpose of further amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Mr. Bedell offered further amendments to Senate No. 3225, as amended, which were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Errichetti, Friedland, Graves, Greenberg, Gregorio, Herbert, Hirkala, Musto, Rodgers, A. Russo, Scardino, Skevin, Zane—15.

In the negative were—

Cafiero, Kennedy, Wallwork—3.

Mr. Cafiero offered further amendments to Senate No. 3225, as amended, which lost by the following vote:

In the affirmative were—

Cafiero, Dodd, Dorsey, Ewing, Foran, Gagliano, Kennedy, Maressa, Orechio, Parker, Perskie, Scardino, Vreeland, Zane—14.

In the negative were—

Bedell, Dwyer, Errichetti, Friedland, Graves, Gregorio, Herbert, Hirkala, Lipman, Musto, Rodgers, A. Russo, Skevin, Weiss, Yates—15.

Mr. Dodd offered further amendments to Senate No. 3225, as amended, which lost by the following vote:

In the affirmative were—

Cafiero, Dodd, Foran, Gagliano, Kennedy, Lipman, Orechio, Scardino, Vreeland—9.

In the negative were—

Errichetti, Friedland, Graves, Gregorio, Herbert, Hirkala, Maressa, Musto, Rodgers, A. Russo, J. Russo, Skevin, Yates—13.

Ms. Lipman offered further amendments to Senate No. 3225, as amended, which lost by the following vote:

In the affirmative were—

Dodd, Gagliano, Greenberg, Kennedy, Lipman, Merlino (President), Orechio, Vreeland—8.

In the negative were—

Cafiero, Errichetti, Foran, Friedland, Gregorio, Herbert, Hirkala, Maressa, Musto, Rodgers, A. Russo, J. Russo, Skevin, Yates—14.

Senate No. 3225, as further amended, was taken up, read a second time, and ordered to a third reading.

The President announced receipt of and directed the Secretary to read 30 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be Judge of the Superior Court, Patrick J. McGann, Jr., of Monmouth Beach, for the term prescribed by law.

To be Judge of the Juvenile and Domestic Relations Court, Donald E. King, of Montclair, for the term prescribed by law.

To be a member of the Technical Advisory Board, Harold N. Weinberg, of Livingston, for the term prescribed by law.

To be a member of the Technical Advisory Board, Leonard P. Prusak, of Mountainside, for the term prescribed by law.

To be a member of the Technical Advisory Board, Malcolm G. McLaren, of Milford, for the term prescribed by law.

To be a member of the Technical Advisory Board, Francis J. Honn, of Essex Fells, for the term prescribed by law.

To be a member of the Technical Advisory Board, John F. Hoff, III, of Princeton, for the term prescribed by law.

To be a member of the Technical Advisory Board, William O. Fleckenstein, of Colts Neck, for the term prescribed by law.

To be a member of the Technical Advisory Board, Henry T. Blekicki, of Convent Station, for the term prescribed by law.

To be a member of the Motion Picture and Television Development Commission, J. Delbert Brandt, of Vineland, to succeed himself, for the term prescribed by law.

To be a member of the Motion Picture and Television Development Commission, Robert G. Thomas, of Ringwood, to succeed himself, for the term prescribed by law.

To be a member of the Motion Picture and Television Development Commission, Celeste Holm, of Port Murray, to succeed herself, for the term prescribed by law.

To be a member of the State Library Advisory Council, Frederick J. Scholz, of Mahwah, to succeed himself, for the term prescribed by law.

To be a member of the State Library Advisory Council, Doris L. Beck, of Livingston, to succeed herself, for the term prescribed by law.

To be a member of the Economic Development Council, Kenneth Pyle, of Woodstown, to succeed himself, for the term prescribed by law.

To be a member of the Economic Development Council, Edward J. Lenihan, of Nutley, to succeed himself for the term prescribed by law.

To be a member of the Somerset County Board of Taxation, Frank J. Politano, of Somerville, to succeed himself, for the term prescribed by law.

To be a member of the Somerset County Board of Taxation, John Penn, of Watchung, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Education, Robert J. Wolfenbarger, of Summit, to succeed himself, for the term prescribed by law.

To be a member of the Banking Advisory Board, Siggi Wilzig, of Clifton, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Institutional Trustees, Patricia M. Shillingburg, of Summit, to succeed herself, for the term prescribed by law.

To be a member of the Commission on Uniform Legislation, Howard T. Rosen, of Millburn, to succeed himself, for the term prescribed by law.

To be a member of the Palisades Interstate Park Commission, Ugo J. Lisi, of Ramsey, to succeed himself, for the term prescribed by law.

To be a member of the Civil Rights Commission, Herbert M. Gladstone, of Riverdale, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Planners, Edward C. Bishop, of Clifton, to succeed Charles Cole, resigned, for the term prescribed by law.

To be a member of the Election Law Enforcement Commission, Archibald Alexander, Sr., of Bernardsville, to succeed himself, for the term prescribed by law.

To be Judge of the Tax Court, David E. Crabtree, of Woodbury, for four years, as prescribed by law.

To be Judge of the Tax Court, John J. Hopkins, of Upper Montclair, for four years, as prescribed by law.

To be Judge of the Tax Court, Michael A. Andrew, Jr., of Trenton, for three years, as prescribed by law.

To be a member of the New Jersey Cemetery Board, Edgar L. Krause, of Newark, to succeed Clayton O. Braatz, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Superior Court, Patrick J. McGann, Jr., of Monmouth Beach, for the term prescribed by law.

To be Judge of the Superior Court, Peter J. Devine, Jr., of Haddonfield, for the term prescribed by law.

To be a member of the Port Authority of New York and New Jersey, Alan Sagner, of South Orange, to succeed himself, for the term prescribed by law.

To be Judge of the Superior Court, Charles M. Morris, Jr., of Hamilton Square, for the term prescribed by law.

To be Judge of the Superior Court, Baruch S. Seidman, of North Brunswick, for the term prescribed by law.

On motion of Mr. Yates Senate No. 3133, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Dorsey, Dwyer, Errichetti, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Weiss, Yates—20.

In the negative—None.

Senate No. 3133, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Ms. Lipman Senate No. 687, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Dorsey, Dwyer, Errichetti, Feldman, Gagliano, Graves, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Maressa, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Yates—24.

In the negative—None.

Senate No. 687, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Scardino Assembly No. 3231, with Senate committee amendments, was substituted for Senate No. 3215, as amended, with which it is identical, and Senator Scardino was added as cosponsor of Assembly No. 3231 with Senate committee amendments.

Assembly No. 3231, with Senate committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gre-

gorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —30.

In the negative—None.

Senate No. 1471, as amended, was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative—None.

Senate No. 3057 was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3080, as amended, was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3140, as amended, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3154, as amended, was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 3155 was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert,

Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3165 was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 6 was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 7 was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy,

Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Assembly No. 1275, with Senate amendments, was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Yates—31.

In the negative—None.

Assembly Concurrent Resolution No. 3012 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 1678, with Senate committee amendments, was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—33.

In the negative—None.

Senate No. 525, as amended, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 721, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 1375, as amended, was given third reading.

On motion of Ms. Lipman and Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamil-

ton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—29.

In the negative were—

Dorsey, Foran—2.

Assembly No. 1631 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Feldman, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3072, as amended, was given third reading.

On motion of Messrs. Graves and Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 3008, with Senate committee amendments, was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

On motion of Mr. Feldman Assembly No. 643, with Senate amendments, was laid over.

Assembly No. 176, with Senate amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Skevin, Vreeland, Wallwork, Weiss, Yates —30.

In the negative—None.

Assembly No. 1144 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Yates—26.

In the negative—None.

Assembly No. 1393, with Senate amendments, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Ewing, Feldman, Friedland, Gagliano, Graves Greenberg, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Yates—27.

In the negative—None.

Senate No. 1291, as amended, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dwyer, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Yates—25.

In the negative were—

Dorsey, Ewing, Kennedy, Wallwork—4.

Senate No. 3185 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Herbert, Kennedy, Merlino (President), Orechio, Rodgers, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—21.

In the negative were—

Greenberg, Perskie—2.

Senate No. 1306, as amended, was given third reading.

On motion of Mr. Gagliano that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio,

Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—28.

In the negative—None.

On motion of Mr. Dwyer Senate Nos. 710 and 3043, both as amended, were referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. J. Russo Senate No. 3243 was referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. Merlino Assembly No. 3307 was transferred from the Education Committee to the Revenue, Finance and Appropriations Committee.

On motion of Mr. Weiss Senate No. 3229 was withdrawn from the files.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3254, by Mr. Feldman, Judiciary Committee.

Senate No. 3255, by Mr. Zane, Revenue, Finance and Appropriations Committee.

Senate No. 3256, by Messrs. A. Russo and Gregorio, Energy and Environment Committee.

Senate No. 3257, by Messrs. A. Russo and Orechio, Education Committee.

Senate No. 3258, by Mr. A. Russo, Judiciary Committee.

Senate No. 3259, by Messrs. Friedland, Sheil, Musto and Rodgers, Law, Public Safety and Defense Committee.

Senate No. 3260, by Messrs. Friedland, Rodgers, Sheil and Musto, Institutions, Health and Welfare Committee.

Senate No. 3261, by Mr. J. Russo, Institutions, Health and Welfare Committee.

Senate No. 3262, by Mr. Greenberg, Judiciary Committee.

Senate No. 3263, by Mr. Greenberg, Judiciary Committee.

Senate No. 3264, by Messrs. Friedland, Sheil, Musto, Rodgers, Graves and Ms. Lipman, County and Municipal Government Committee.

Senate Concurrent Resolution No. 3023, by Messrs. A. Russo, Herbert and Gregorio, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Concurrent Resolution No. 3024, by Mr. Merlino, Revenue, Finance and Appropriations Committee.

Senate No. 3265, by Mr. Feldman, without reference.

Senate No. 3266, by Messrs. Musto and Merlino, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3267, by Ms. Lipman and Mr. Merlino, County and Municipal Government Committee.

Senate No. 3268, by Messrs. Maressa and Merlino, Agriculture Committee.

Senate No. 3269, by Messrs. Skevin and Merlino, Transportation and Communications Committee.

Senate No. 3270, by Messrs. Gregorio and Merlino, Labor, Industry and Professions Committee.

Senate No. 3271, by Messrs. Orechio and Merlino, Law, Public Safety and Defense Committee.

Senate No. 3272, by Messrs. Errichetti and Merlino, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3273, by Messrs. Bedell and Merlino, Labor, Industry, and Professions Committee.

Senate No. 3274, by Messrs. Zane and Merlino, Agriculture Committee.

Senate No. 3275, by Messrs. Feldman and Merlino, Education Committee.

Senate No. 3276, by Mr. J. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3277, by Messrs. Merlino and J. Russo, Revenue, Finance and Appropriations Committee.

Senate No. 3278, by Messrs. Bedell, Gregorio, Kennedy, Gagliano, Graves and A. Russo, Law, Public Safety and Defense Committee.

Senate No. 3279, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3280, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3281, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3282, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3283, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3284, by Mr. Dodd, Energy and Environment Committee.

Senate Resolution No. 3009, by Mr. Merlino, without reference.

Senate No. 3265 was taken up, read a second time, and ordered to a third reading.

The Revenue, Finance and Appropriations Committee reported the following bill favorably with amendment, and on motion of the chairman the amendment was adopted:

Senate No. 3248.

The Energy and Environment Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3242, and Assembly No. 1288.

The Transportation and Communications Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1810.

The Energy and Environment Committee reported the following bills favorably without amendment:

Assembly Concurrent Resolution No. 154 and Assembly No. 1665.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Senate Nos. 3036, 3043 and 3243; Senate Concurrent Resolution No. 3024 and Assembly No. 3307.

The Institutions, Health and Welfare Committee reported the following bill favorably without amendment:

Assembly No. 204.

Senate Nos. 3242 and 3248, both as amended; Senate Nos. 3036, 3043 and 3243; Senate Concurrent Resolution No. 3024; Assembly Nos. 1288 and 1810, both with Senate committee amendments; Assembly Nos. 204, 1665 and 3307; and Assembly Concurrent Resolution No. 154 were taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 232, Judiciary Committee.

Assembly No. 847, Judiciary Committee.

Assembly Committee Substitute for Assembly No. 1404, Institutions, Health and Welfare Committee.

Assembly No. 1854, Law, Public Safety and Defense Committee.

Assembly No. 3098, Law, Public Safety and Defense Committee.

Assembly No. 3152, Revenue, Finance and Appropriations Committee.

Assembly Committee Substitute for Assembly No. 3296, County and Municipal Government Committee.

Assembly No. 3338, without reference.

Assembly No. 3363, Institutions, Health and Welfare Committee.

Assembly Concurrent Resolution No. 3022, Energy and Environment Committee.

Senate No. 1295, with Assembly amendments, without reference.

Senate No. 3023, with Assembly committee amendments, without reference.

Assembly No. 3338 was taken up, read a second time, and ordered to a third reading.

The following communication was received from the Governor:

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
May 21, 1979.

SENATE BILL No. 885 (OCR)

To the Senate:

Pursuant to Article V, Section 1, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 885 (OCR) with my objections, for reconsideration.

Senate Bill No. 885 (OCR) purports to allow full-time assistant prosecutors to be employed without compensation on a part-time basis, in any institution of higher education to teach in programs for law enforcement officers. I do not believe this bill is necessary to accomplish this purpose. Present law (N. J. S. 2A:158–15.1) prohibits full-time assistant prosecutors from engaging "in the practice of law or other *gainful* employment . . ." (emphasis added). The law does not prohibit other employment, such as teaching, without remuneration. Furthermore, passage of this bill may give rise to an interpretation that full-time assistant prosecutors are prohibited from any and all other activities, even if not compensated, because the Legislature has deemed it necessary to expressly provide for an exception allowing them to teach in the specified programs without compensation. I do not believe this was intended by current law.

In conclusion, present law permits the activity provided for in this bill, making the bill unnecessary.

On the other hand, the law enforcement community and others, including educators, have for some time been advocating an amendment to the present law to permit full-time assistant prosecutors to be compensated for teaching in programs for law enforcement officers. The benefits to be derived by all parties involved in such a program and society at large are obvious. While there is nothing now prohibiting the voluntary participation of full-time assistant prosecutors in such programs, remuneration would certainly be an incentive.

I agree that full-time prosecutors and their assistants should be generally discouraged and prohibited from en-

gaging in other gainful employment because of the potential for conflict; however, I believe that the exception discussed above has merit. I note that the amendment, narrowly drawn to include only the teaching of law enforcement officers in institutions of higher education and requiring the prior approval of the County Prosecutor would insure against abuses.

Accordingly, I respectfully recommend the following change in Senate Bill No. 885 (OCR):

Section 1, line 8: Delete "without" before "compensation", insert "with" in its place.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ ROBERT E. MULCAHY, III
Chief of Staff, Secretary.

Mr. J. Russo moved that the communication be spread in full upon the journal.

Which motion was adopted.

The Secretary read the following communication:

May 21, 1979.

To: Robert E. Gladden
Secretary of the Senate

From: Joseph P. Merlino
Senate President

This is to inform you that I am today appointing Senator Garrett W. Hagedorn to fill the vacancy created by the resignation of Senator McDonough to the Senate Transportation and Communications Committee, on an acting basis.

On motion of Mr. Gregorio, Messrs. Orechio, Bedell, Rodgers, Friedland, Hagedorn, Foran and Gagliano were added as cosponsors of Senate No. 3207.

On motion of Mr. Orechio, Mr. Wallwork was added as cosponsor of Senate No. 3185.

On motion of Mr. Feldman, Mr. A. Russo was added as cosponsor of Senate Resolution No. 22.

On motion of Mr. Dumont, Mr. Hamilton was added as cosponsor of Senate Joint Resolution No. 3009.

On motion of Mr. Gagliano, Messrs. Wallwork and Vreeland were added as cosponsors of Senate No. 3106.

On motion of Mr. Cafiero, Mr. Maressa was added as cosponsor of Senate No. 1219.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, May 24, 1979, at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, May 24, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Monsignor Joseph Shenrock.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—35.

On the motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

Senate No. 779, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy,

Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 1052, with Assembly amendments, was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3032, as amended, was given third reading.

On motion of Mr. Gregorio, that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3041, as amended, was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy,

Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3043, as amended, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3046, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Ewing, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Rodgers, J. Russo, Skevin, Wallwork, Yates—22.

In the negative were—

Graves, Hamilton, Hirkala, Perskie, A. Russo, Weiss, Zane—7.

Senate No. 3146, as amended, was given third reading.

On motion of Mr. Kennedy that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto,

Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate Committee Substitute for Senate No. 3153 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane —31.

In the negative—None.

Senate No. 3243 was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate Concurrent Resolution No. 3024 was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio,

Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate Resolution No. 22 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Yates, Zane —31.

In the negative—None.

Assembly No. 1055, with Senate committee amendments, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—29.

In the negative—None.

Assembly No. 1527 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Gregorio, Hagedorn,

Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—30.

In the negative—None.

Assembly No. 1627 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane —31.

In the negative—None.

Assembly No. 3019 was given third reading.

On motion of Mr. Musto that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—31.

In the negative—None.

Assembly No. 3307 was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto,

Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Assembly No. 3338 was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3148 was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Zane—22.

In the negative were—

Dumont, Ewing, Foran, Hagedorn, Kennedy, Perskie, Wallwork—7.

Senate No. 687, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, J. Russo, Scardino, Skevin, Weiss, Yates—23.

In the negative were—

Hagedorn,Wallwork—2.

Senate No. 1387, as amended, was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Orechio, Parker, Rodgers, A. Russo, Scardino, Skevin, Wallwork, Weiss, Yates—25.

In the negative were—

Maressa, Merlino (President), Musto, Perskie, Zane—5.

Mr. Dodd assumed the duties of the Chair.

Senate No. 3018 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Greenberg, Gregorio, Hagedorn, Hamilton, Lipman, Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Skevin, Weiss, Yates, Zane—23.

In the negative were—

Gagliano, Kennedy, Scardino, Wallwork—4.

Mr. Merlino resumed the duties of the Chair.

Senate No. 3111, as amended, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino

(President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Superior Court, Philip M. Freedman, of Montclair, for the term prescribed by law.

To be Judge of the Superior Court, John L. Ard, of Springfield, for the term prescribed by law.

To be Judges of the Tax Court: Michael A. Andrew, Jr., of Trenton, for three years, as prescribed by law; David E. Crabtree, of Woodbury, for four years, as prescribed by law.

To be Judges of the Juvenile and Domestic Relations Court: Yale L. Apter, of Livingston, for the term prescribed by law; Peter J. Cass, of Bloomfield, for the term prescribed by law; and Donald E. King, of Montclair, for the term prescribed by law.

To be a member of the Historic Sites Council, Norma K. Herzfeld, of Kinnelon, to succeed Ethel Noyes, of Absecon, deceased, for the term prescribed by law.

To be a member of the North Jersey District Water Supply Commission, Gregory Komeshok, of Passaic, to succeed himself, for the term prescribed by law.

To be a member of the Mosquito Control Commission, Frank F. Wallace, of Upper Deerfield Township, for the term prescribed by law.

To be a member of the State Board of Agriculture, John Villari, of Wenonah, to succeed Walter Betts, of Woodbine, for the term prescribed by law.

To be a member of the Employment Security Council, Leon E. Cohen, of Somerset, to succeed himself, for the term prescribed by law.

To be a member of the Natural Resources Council, Eleanor Rooney, of Ramsey, to succeed herself, for the term prescribed by law.

To be a member of the Commission on Aging, Esther Garvey, of Bogota, to succeed Michael DeCicco, of Maplewood, resigned, for the term prescribed by law.

To be a member of the Fish and Game Council, David Lee Flitcroft, of Franklin Lakes, to succeed George Demarest, of Hillsdale, for the term prescribed by law.

To be a member of the Tourism Advisory Council, William C. Clegg, of Ocean Grove, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Robert M. Schaeberle, of Montclair, to succeed Barbara Furst, of West Orange, for the term prescribed by law.

To be a member of the State Council on the Arts, Clement A. Price, of Newark, to succeed Charles A. Stanziale, of Llewellyn Park, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Luther Jeffries, of Port Norris, to succeed himself, for the term prescribed by law.

To be a member of the Fish and Game Council, James Craft, of Vineland, to succeed John Cavagnaro, of Vineland, for the term prescribed by law.

To be a member of the Cape May County Board of Taxation, Alan I. Gould, of Wildwood, to succeed himself, for the term prescribed by law.

To be a member of the Election Law Enforcement Commission, Andrew Axtell, of Montclair, to succeed Frank P. Reiche, of Princeton, for the term prescribed by law.

To be a member of the Local Finance Board, William F. Smith, of South Orange, to succeed himself, for the term prescribed by law.

To be a member of the Passaic County Board of Taxation, Adolph V. Bagli, of Hawthorne, to succeed himself, for the term prescribed by law.

To be a member of the Hunterdon County Board of Taxation, Dale C. Blazure, of Annandale, to succeed himself, for the term prescribed by law.

On motion of Mr. Greenberg, the following nomination was taken up:

To be Judge of the Superior Court, Peter J. Devine, Jr., of Haddonfield, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—29.

In the negative—None.

The above nomination was declared unanimously confirmed.

On motion of Mr. Greenberg, the following nominations were taken up:

To be Judge of the Superior Court, Charles M. Morris, Jr., of Hamilton Square, for the term prescribed by law.

To be Judge of the Superior Court, Baruch S. Seidman, of North Brunswick, for the term prescribed by law.

To be a member of the Port Authority of New York and New Jersey, Alan Sagner, of South Orange, to succeed himself, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—29.

In the negative—None.

The above nominations were declared unanimously confirmed.

On motion of Mr. Herbert, Senate Resolution No. 25, as amended, was adopted by voice vote.

On motion of Mr. Wallwork, Senate No. 1191, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Kennedy, Lipman, Merlino (President), Orechio, Parker, A. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—25.

In the negative—None.

Senate No. 1191, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Friedland, Senate No. 3225, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Skevin, Wallwork, Weiss, Yates, Zane—23.

In the negative—None.

Senate No. 3225, as further amended, was taken up, read a second time, and ordered to a third reading.

Mr. Friedland offered the following resolution, which was read and adopted:

Resolved, That the President of the Senate appoint an ad hoc committee to conduct a hearing on Senate No. 3225 (OCR) and that the hearing be for the purpose of obtaining further input from the public on the provisions of the bill.

On motion of Mr. Herbert, Assembly No. 643, with Senate amendments, was laid over.

Assembly No. 1127, with Senate committee amendments, was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were:

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Friedland, Graves, Greenberg, Gregorio, Herbert, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Yates—23.

In the negative—None.

Assembly No. 1555 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Ewing, Friedland, Graves, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Yates—22.

In the negative were—

Foran, Gagliano, Hagedorn, Parker, Wallwork, Zane—6.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate No. 885 be given first reading for the purpose of re-enactment pursuant to the recommendations of the Governor.

The following communications were received from the Governor:

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
May 21, 1979.

SENATE BILL No. 455 (OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I return Senate Bill No. 455 (OCR), with my objections, for reconsideration.

Senate Bill No. 455 would establish a twenty-two member Commission on Children's Services to "monitor, coordinate and promote services for children provided by State, local and private agencies or organizations, in order to strengthen such services, avoid duplication of effort and waste of resources, provide for unmet needs and improve the delivery of such services."

The Commission would be required to hold bimonthly hearings throughout the State and would be authorized to compel by subpoena the attendance of witnesses and the disclosure of information. The Commission would be required to report its findings and recommendations to the Governor and the Legislature before its expiration thirty months after enactment.

While this bill reflects the legitimate concerns of a variety of civic organizations and individuals that services for children be reviewed and coordinated to eliminate duplication and to assure that changing needs are met, I believe that S-455 would duplicate to some extent efforts of both the existing Governor's State Committee on Children and Youth, which has been requested to review the operations of agencies affecting children, and of the State Commission of Investigation, which has subpoena power to investigate the misuse of State funds.

The fifty member State Committee, however, has been unable to provide any real coordination because of its size and its focus on preparing for decennial White House Conferences on Youth and Families. In order to create an effective body to review and coordinate children's services provided by a variety of State and local agencies, I believe that the existing State Committee should be reconstituted into a statutory "Commission on Children" but that such Commission not be granted subpoena power.

Accordingly, I respectfully recommend the following changes in Senate Bill No. 455:

Page 1, Title, line 2: Delete "monitor," insert "review and"

Page 1, Title, lines 2-3: Delete "and promote"

Page 1, Title, line 4: Delete "to evaluate the effect of legislative"

Page 1, Title, lines 5-6: Delete entirely

Page 1, Title, line 7: Delete "the Governor and the Legislature;"

Page 1, Introductory paragraphs, lines 1-13: Delete entirely

Page 1, Section 1, line 1: Delete "There is hereby created a Commission to be known as the Commission on Children's Services."

Insert "The Governor's State Committee on Children and Youth, created pursuant to executive order of March 11, 1971, as amended by executive orders of September 29, 1972, June 18, 1975 and September 21, 1978, is hereby reestablished in the Executive Branch of State Government as the 'Commission on Children's Services,' to be allocated within the Department of Community Affairs but independent of any supervision or control of the Department or any board or officer thereof."

Page 1, Section 1, line 3: Delete "monitor," insert "review and"

Page 1, Section 1, line 3: Delete "and promote"

Page 2, Section 2, line 1: Delete "22" insert "21"; Delete "," insert "."

Page 2, Section 2, line 2: Delete entirely

Page 2, Section 2, line 3: Delete "whom five shall be" insert "The Governor shall appoint five"

Page 2, Section 2, line 4: Delete ", and" insert ";"

Page 2, Section 2, line 5: Delete "three shall be" insert "five"

Page 2, Section 2, lines 6-12: Delete entirely, insert "two from among persons recommended by the chairperson of the Standing Reference Senate Institutions Health and Welfare Committee and two from among persons recommended by the chairperson of the Standing Reference Assembly Institutions, Health and Welfare Committee."

Page 2, Section 2, line 13: Delete "citizens to represent the public interest"

Page 2, Section 2, line 19: Delete "six" insert "seven"

Page 2, Section 2, line 21: Delete "and" insert ","

Page 2, Section 2, line 22: After "Advocate" insert "and the Administrative Director of the Courts, or their designees"

Page 2, Section 4, lines 1-2: After "4" insert "The Governor shall select a chairperson from among the members who shall serve at the pleasure of the Governor." Delete "from among its members a chairman and a vice chairman and also shall select a".

Page 2, Section 5, lines 4-5: Delete entirely

Pages 2-3, Section 5, lines 6, 11: Reletter as subsections "b." and "c."

Page 3, Section 5, lines 17, 20, 23, 25: Reletter as subsections "d." through "g."

Page 3, Section 5, after line 26: Insert new subsections as follows:

"h. Work with the White House Conference staff, Administration for Children, Youth and Families, Department of Health, Education and Welfare; the National Council of State Committees for Children and Youth and the regional committee established at the decennial White House Conferences on Children and Youth and recommend to the Governor delegates from the State to the 1981 decennial White House Conference."

"i. Employ such competent assistants, expert advisors and other personnel as may be required to properly accomplish the purposes of this act; provided, however, that the compensation to be paid to such persons shall be within the limits of the appropriation made for purposes of this act."

Page 3, Section 6, lines 10-14: Delete entirely

Pages 3-4, Section 7, lines 1-7: Delete entirely

Page 4, Section 8, lines 1-10: Delete entirely

Page 4, Sections 9-10, line 1: Renumber as sections "7." and "8."

Page 4, Section 10, line 2: Delete "$75,000.00" insert "$60,000.00"

Page 4, Section 11, line 1: Delete "11." insert "9."

Page 4, Section 11, line 1: Delete "immediately" insert "July 1, 1979".

Page 4, Section 11, line 2: Delete "enactment" insert "the effective date".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary.

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
May 21, 1979.

SENATE BILL NO. 875

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 875 without my approval.

This bill would authorize the appointment of two additional judges of the Passaic County Court. In light of the recent merger of the Superior Court and the county courts, enactment of this bill would serve no purpose.

I am, therefore, returning Senate Bill No. 875 without my approval.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate No. 455 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate No. 455, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate No. 455, as amended pursuant to the recommendations of the Governor, was taken up, read a second time, and ordered to a third reading.

The Transportation and Communications Committee reported the following bill favorably, with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3137.

The Labor, Industry and Professions Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 1410, 1428, and 3231 and Assembly Nos. 1110, 1111, 1112, 1380 and 1462.

The Labor, Industry and Professions Committee reported the following bill, without recommendation, with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 904.

The Labor, Industry and Professions Committee reported the following bill favorably by Committee Substitute:

Senate Committee Substitute for Assembly Committee Substitute for Assembly No. 536.

The Education Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 1287, and Assembly No. 3295.

The Education Committee reported the following bill favorably by Committee Substitute:

Senate Committee Substitute for Senate No. 1376.

The Law, Public Safety and Defense Committee reported the following bill, without recommendation, with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 646.

The Law, Public Safety and Defense Committee reported the following bill favorably by Committee Substitute:

Senate Committee Substitute for Senate No. 3015.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Senate Nos. 923, 1335 and 3038 and Assembly No. 485.

The Law, Public Safety and Defense Committee reported the following bill without recommendation:

Senate No. 903.

The Education Committee reported the following bills favorably without amendment:

Senate Nos. 3167, and 3288.

The Judiciary Committee reported the following bill favorably without amendment:

Assembly No. 3047.

The Energy and Environment Committee reported the following bill favorably without amendment:

Assembly No. 1670.

On motion of Mr. Feldman, Senate Nos. 1237, 1317 and 1344, all as amended, were recommitted to the County and Municipal Government Committee.

On motion of Mr. Graves, Mr. Orechio was added as cosponsor of Senate No. 1500.

On motion of Mr. Scardino, Mr. Wallwork was added as cosponsor of Senate No. 3111.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3285, by Mr. Bedell, Agriculture Committee.

Senate No. 3286, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3287, by Messrs. Gagliano, Hagedorn, Vreeland, Dorsey, Foran, Cafiero, Kennedy and Ewing, Judiciary Committee.

Senate No. 3288, by Mr. Ewing, Education Committee.

Senate No. 3289, by Messrs. Foran and Ewing, Agriculture Committee.

Senate No. 3290, by Mr. Foran, Judiciary Committee.

Senate No. 3291, by Mr. Orechio, Law, Public Safety and Defense Committee.

Senate No. 3292, by Mr. Merlino, County and Municipal Government Committee.

Senate No. 3293, by Messrs. Yates and Merlino, Institutions, Health and Welfare Committee.

Senate No. 3294, by Messrs. Hamilton, Dwyer, Weiss, J. Russo, Parker, Bedell, Gagliano, Kennedy and Cafiero, without reference.

Senate Nos. 646, 904, 1287, 1410, 1428, 3137 and 3231, all as amended; Senate Committee Substitute for Senate No. 1376 and Senate Committee Substitute for Senate No. 3015; Senate Nos. 903, 923, 1335, 3038, 3167, 3288 and 3294; Senate Resolution No. 3010; Assembly Nos. 1110, 1111, 1112, 1380, 1462 and 3295, all with Senate Committee Amendments; Senate Committee Substitute for Assembly Committee Substitute for Assembly No. 536; and Assembly Nos. 485, 1670 and 3047 were taken up, read a second time and ordered to a third reading.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, May 26, at 10a.m., and that when it then adjourn it be to meet on Thursday, May 31, at 10 a.m., and that when it then adjourn it be to meet on Saturday, June 2, at 10 a.m., and that when it then adjourn it be to meet on Monday, June 4, at 10 a.m., and that when it then adjourn it be to meet on Thursday, June 7, at 10 a.m., and that when it then adjourn it be to meet on Saturday, June 9, at 10 a.m., and that when it then adjourn it be to meet on Monday, June 11, 1979 at 4 p.m.

On motion of Mr. J. Russo the Senate then adojurned.

SATURDAY, May 26, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

TUESDAY, May 29, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, May 31, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, June 2, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, June 4, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, June 7, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, June 9, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, June 11, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Raymond Farre, Blessed Sacrament Church, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—37.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 139, 417, 721, 732 and 3171, which bills were ordered held for delivery to the Governor, and

Senate Concurrent Resolution No. 3020, which bill was ordered held for delivery to the Secretary of State.

On motion of Mr. Greenberg, the following nominations were taken up:

To be Judge of the Superior Court, John L. Ard, of Springfield, for the term prescribed by law.

To be Judge of the Tax Court, Michael A. Andrew, Jr., of Trenton, for three years, as prescribed by law.

To be Judge of the Tax Court, David E. Crabtree, of Woodbury, for four years, as prescribed by law.

To be a member of the Historic Sites Council, Norma K. Herzfeld, of Kinnelon, to succeed Ethel Noyes, deceased, for the term prescribed by law.

To be a member of the North Jersey District Water Supply Commission, Gregory Komeshok, of Passaic, to succeed himself, for the term prescribed by law.

To be a member of the Mosquito Control Commission, Frank F. Wallace, of Upper Deerfield Township, for the term prescribed by law.

To be a member of the State Board of Agriculture, John Villari, of Wenonah, to succeed Walter Betts, for the term prescribed by law.

To be a member of the Employment Security Council, Leon E. Cohen, of Somerset, to succeed himself, for the term prescribed by law.

To be a member of the Natural Resources Council, Eleanor Rooney, of Ramsey, to succeed herself, for the term prescribed by law.

To be a member of the Commission on Aging, Esther Garvey, of Bogota, to succeed Michael DeCicco, resigned, for the term prescribed by law.

To be a member of the Fish and Game Council, David Lee Flitcroft, of Franklin Lakes, to succeed George Demarest, for the term prescribed by law.

To be a member of the Tourism Advisory Council, William C. Clegg, of Ocean Grove, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Robert M. Schaeberle, of Montclair, to succeed Barbara Furst, for the term prescribed by law.

To be a member of the State Council on the Arts, Clement A. Price, of Newark, to succeed Charles A. Stanziale, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Luther Jeffries, of Port Norris, to succeed himself, for the term prescribed by law.

To be a member of the Fish and Game Council, James Craft, of Vineland, to succeed John Cavagnaro, for the term prescribed by law.

To be a member of the Cape May County Board of Taxation, Alan I. Gould, of Wildwood, to succeed himself, for the term prescribed by law.

To be a member of the Election Law Enforcement Commission, Andrew Axtell, of Montclair, to succeed Frank P. Reiche, for the term prescribed by law.

To be a member of the Local Finance Board, William F. Smith, of South Orange, to succeed himself, for the term prescribed by law.

To be a member of the Passaic County Board of Taxation, Adolph V. Bagli, of Hawthorne, to succeed himself, for the term prescribed by law.

To be a member of the Hunterdon County Board of Taxation, Dale C. Blazure, of Annandale, to succeed himself, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—37.

In the negative—None.

The above nominations were declared unanimously confirmed.

Mr. Feldman assumed the duties of the Chair.

Senate No. 1282 was given third reading.

On motion of Mr. Gagliano that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—34.

In the negative—None.

Senate No. 1295, with Assembly amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—32.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Senate No. 3026, as amended, was given third reading.

On motion of Mr. Dwyer for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—34.

In the negative—None.

Senate No. 3177, as amended, was given third reading.

On motion of Mr. Graves for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—35.

In the negative—None.

Senate No. 3186 was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—34.

In the negative was—Laskin—1.

Assembly No. 1665 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—35.

In the negative—None.

Assembly No. 1810, with Senate committee amendments, was given third reading.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—36.

In the negative—None.

Assembly No. 267, with Senate committee amendments, was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Greenberg, Gregorio, Hagedorn, Kennedy, Merlino (President), Musto, Perskie, Rodgers, A. Russo, Vreeland, Wallwork, Weiss, Yates—23.

In the negative were—

Bedell, Cafiero, Herbert, Hirkala, Laskin, Parker, Skevin—7.

Senate No. 3265 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Weiss, Yates —25.

In the negative were—

Cafiero, Laskin, Parker—3.

On motion of Mr. Yates Senate No. 3133, as amended, was placed back on recond reading for the purpose of further amendment and on motion the amendments were adopted by the following vote.

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker,

Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Weiss, Yates—33.

In the negative—None.

Senate No. 3133, as further amended, was taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 1129 and 3207, which bills were ordered held for delivery to the Governor.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 779, County and Municipal Government Committee.

Assembly No. 973, Law, Public Safety and Defense Committee.

Assembly Committee Substitute for Assembly No. 3154, Energy and Environment Committee.

Assembly No. 3213, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly Committee Substitute for Assembly No. 3253, County and Municipal Government Committee.

Assembly No. 3313, County and Municipal Government Committee.

Assembly Concurrent Resolution No. 153, Judiciary Committee.

Senate No. 811 with Assembly amendments, without reference.

Senate No. 812 with Assembly amendments, without reference.

Senate Nos. 811 and 812, both with Assembly amendments, were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Bedell Senate No. 3205 was recommitted to the Labor, Industry and Professions Committee.

On motion of Mr. J. Russo Senate No. 646, as amended, was referred to the Revenue, Finance and Appropriations Committee.

The President announced receipt of and directed the Secretary to read 6 letters from the Governor, nominating for appointment, with the advice and consent of the Senate to the offices indicated, the following:

To be a member of the Tourism Advisory Council, Edmund Zukowski, of Newton, to succeed Louise Friedman, for the term prescribed by law.

To be a member of the New Jersey Highway Authority, Judd S. Levy, of Livingston, to succeed Robert J. Jablonski, for the term prescribed by law.

To be a member of the Board of Mediation, Michele B. Rosen, of Toms River, to succeed Barbara W. Steele, for the term prescribed by law.

To be a member of the Board of Professional Planners, Frank Ali, of Elizabeth, to succeed Charles Cole, resigned, for the term prescribed by law.

To be a member of the Delaware River and Bay Authority, Joseph J. Fabi, Jr., of Atlantic City, to succeed William A. Gemmel, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, William DeRitter, of Glen Rock, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The following communication was received and filed:

To: Robert E. Gladden
Secretary of the Senate

From: Joseph P. Merlino
President

Re: Hackensack Meadowlands Reclamation and Development Review Commission

I am appointing Senator Garrett W. Hagedorn to the above commission, pursuant to Senate Concurrent Resolution 3007.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably, with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 685; Assembly Nos. 512 and 1728.

The Labor, Industry and Professions Committee reported the following bills favorably, with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 3280 and 3281.

The Law, Public Safety and Defense Committee reported the following bills favorably, with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 1381 and 1500.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably without amendment:

Senate Nos. 3183, 3266 and 3272 and Senate Concurrent Resolution No. 3016.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Senate Nos. 3020, 3214 and 3232.

On motion of Ms. Lipman, Messrs. Errichetti and Merlino were added as cosponsors of Senate No. 3209.

On motion of Mr. Yates, Mr. Dodd was added as cosponsor of Senate No. 3038.

On motion of Mr. Parker, his name was withdrawn as cosponsor of Senate No. 1507.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3295, by Messrs. Skevin, Hamilton, Hagedorn, Dumont, Hirkala, Musto, Graves, A. Russo, Dwyer, Kennedy, Gagliano, Cafiero, Wallwork, J. Russo, Rodgers and Greenberg, Law, Public Safety and Defense Committee.

Senate No. 3296, by Messrs. Weiss, Hamilton, Graves, Gagliano and Herbert, Institutions, Health and Welfare Committee.

Senate No. 3297, by Mr. Yates, Revenue, Finance and Appropriations Committee.

Senate No. 3298, by Messrs. Hamilton, Skevin, J. Russo, Weiss, Zane, A. Russo and Friedland, Labor, Industry and Professions Committee.

Senate No. 3299, by Mr. Weiss, County and Municipal Government Committee.

Senate No. 3300, by Messrs. Hamilton, Dumont, Dwyer, Weiss, Herbert, Ewing, A. Russo, Yates, Hagedorn and Ms. Lipman, Education Committee.

Senate No. 3301, by Messrs. Graves, Rodgers, J. Russo and Friedland, Transportation and Communications Committee.

Senate No. 3302, by Messrs. Wallwork, Orechio and Gagliano, Law, Public Safety and Defense Committee.

Senate No. 3303, by Messrs. Wallwork, Scardino and Hagedorn, Judiciary Committee.

Senate No. 3304, by Messrs. Scardino, Hagedorn, Herbert, Skevin and Feldman, without reference.

Senate No. 3305, by Mr. Merlino and Ms. Lipman, Revenue, Finance and Appropriations Committee.

Senate No. 3306, by Mr. J. Russo, Revenue, Finance and Appropriations Committee.

Senate No. 3307, by Mr. Herbert, Law, Public Safety and Defense Committee.

Senate No. 3308, by Mr. Cafiero, Law, Public Safety and Defense Committee.

Senate No. 3309, by Mr. J. Russo, Law, Public Safety and Defense Committee.

Senate No. 3310, by Mr. Skevin, Law, Public Safety and Defense Committee.

Senate No. 3311, by Mr. Feldman, Revenue, Finance and Appropriations Committee.

Senate No. 3312, by Messrs. Dwyer, Weiss and Hamilton, Revenue, Finance and Appropriations Committee.

Senate No. 3313, by Messrs. Dwyer, Weiss and Hamilton, Revenue, Finance and Appropriations Committee.

Senate No. 3314, by Mr. Dodd, without reference.

Senate No. 3315, by Mr. Graves and Ms. Lipman, Revenue, Finance and Appropriations Committee.

Senate No. 3316, by Mr. Dwyer, Revenue, Finance and Appropriations Committee.

Senate No. 3317, by Ms. Lipman, Labor, Industry and Professions Committee.

Senate Resolution No. 3011, by Mr. A. Russo, Law, Public Safety and Defense Committee.

Senate Resolution No. 3012, by Messrs. Dorsey, Foran, Kennedy, Graves, Hagedorn, Cafiero, Dodd, Dumont, Hirkala, Rodgers, Feldman and Gagliano, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Resolution No. 3013, by Messrs. Cafiero, Parker, Gagliano, Dorsey, Kennedy, Foran, Vreeland, Dumont, J. Russo, Perksie and Bedell, without reference.

Senate Concurrent Resolution No. 3025, by Mr. Bedell, Law, Public Safety and Defense Committee.

Senate Concurrent Resolution No. 3026, by Messrs. Hamilton, Dwyer, Weiss and Parker, without reference.

Senate Nos. 685, 1381, 1500, 3280 and 3281, all as amended; Senate No. 885, as amended pursuant to the recommendations of the Governor; Senate Nos. 3020, 3183, 3214, 3232, 3266, 3272, 3304 and 3314; Senate Concurrent Resolution No. 3016, Senate Concurrent Resolution No. 3026; Senate Resolution No. 3013; and Assembly Nos. 512 and 1728, both with Senate committee amendments were taken up, read a second time, and ordered to a third reading.

The following communications were received from the Governor:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
June 11, 1979.

SENATE BILL NO. 1095 (OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I return Senate Bill No. 1095 (OCR), with my objections, for reconsideration.

This bill would repeal various statutory provisions which govern the setting of compensation to mayors and governing bodies of certain types of municipalities. In place of those statutes, the bill would substitute a general statute, N. J. S. 40A:9–10, which provides that:

> Except as otherwise provided by law, the board of chosen freeholders of the county or the governing body of the municipality shall fix the amount of salary, wages or other compensation to be paid to county and municipal officers and employees unless they are to serve without compensation.

As originally introduced, the bill would have made N. J. S. 40A:9–165 rather than N. J. S. 40A:9–10 the generally governing statute.

N. J. S. 40A:9–165 is a general statute which provides that a municipal governing body shall fix by ordinance the compensation to be paid to the governing body and mayor or other chief executive, fixes the time after which such ordinance will take effect, and prescribes the procedure for protesting the passage of such ordinance. The sponsor's statement indicates that when N. J. S. 40A:9–165 was enacted, several statutes at variance with this law were never repealed. This bill as originally introduced would have accomplished that.

I am informed that the Senate committee substituted N. J. S. 40A:9–10 for N. J. S. 40A:9–165, anticipating the prompt passage of other pending legislation which would have repealed this latter section of the law and would have put in place generally applicable provisions with regard to referenda. However, this legislation has not yet passed the Legislature. Consequently, the bill in its present form pro-

vides that ". . . the procedure for protesting against the passage of any ordinance providing for an increase in said salaries, wages or compensation shall be as provided in N. J. S. 40A:9–10." However, this section contains no such procedures. It appears that the bill should be amended to return it to its original form.

Accordingly, I respectfully recommend the following changes in Senate Bill No. 1095 (OCR):

Page 1 Section, 1, line 5: Delete "40A:9–10", insert "40A:9–165".

Page 1, Section 1, line 10: Delete "40A:9–10", insert "40A:9–165".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
June 11, 1979.

SENATE BILL NO. 1497 (OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 1497 (OCR), without my approval.

This bill would extend by approximately one month the statutory deadlines for the introduction and adoption of municipal and county budgets for the 1979 local budget year. The legislation would be retroactive to January 1, 1979. The stated purpose of the bill is to allow local governments more time to adjust to the loss of federal anti-recession funds in 1979.

When the loss of anti-recession funds was announced toward the end of 1978, local governments had an interest in having the budget process delayed to determine if any State or federal funding would become available which could be incorporated into the 1979 budget. However, local governments have been informed of the exact amounts they will receive under the State aid package and have incorporated

those funds into their budgets. No source of federal funding has been identified which would justify a delay in the budget process. Further, the Department of Community Affairs informs me that the Division of Local Government Services has approved the budgets of a majority of local governments.

The bill would authorize municipalities and counties to make temporary appropriations to cover the approximately one-month extension for budget adoption furnished under the bill. Under present law local governments are permitted to make temporary appropriations for expenses between the start of the fiscal year and adoption of the budget. These temporary appropriations cannot exceed 25% of the total appropriations made for the preceeding budget year. This bill would allow total temporary appropriations to rise to 37% to cover the additional time which would be made available under the bill. It would appear to be an unsound fiscal and budgetary practice to allow local governments to rely so heavily on temporary appropriations. Further, the Department of Community Affairs has indicated that the bill would cause administrative problems for local officials in striking tax rates and determining tax bills.

There is, therefore, no need for further consideration of Senate Bill No. 1497 (OCR).

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary.

On motion of Mr. J. Russo the above communications were spread in full upon the journal.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, June 14, 1979, at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, June 14, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Martin J. Silver, Lyndhurst.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

Senate No. 923 was given third reading.

On motion of Mr. Parker that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 1410, as amended, was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland,

Graves, Greenberg, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 3036, as amended, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3167 was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3242, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Friedland, Graves,

Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative were—

Foran, Perskie—2.

Senate No. 3288 was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate Resolution No. 3010 was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate Resolution No. 3013 was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 580, with Senate committee amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Assembly No. 1462, with Senate committee amendments, was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 3047 was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 1110, with Senate committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 1111, with Senate committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie,

Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 1112, with Senate committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Mr. J. Russo moved that the Senate recess for one-half hour.

Which motion was adopted.

The Senate reconvened at 3:30 p.m. and upon calling the roll the following Senators answered the call and the President declared a quorum present:

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

The President announced receipt of, and directed the Secretary to read, 5 letters from the Governor nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the Union County Board of Taxation, Anthony Amalfe, of Roselle, to succeed Roberta Grayson, for the term prescribed by law.

To be Judge of the Tax Court, Anthony M. Lario, of Cherry Hill, for six years, as prescribed by law.

To be Judge of the Tax Court, Richard M. Conley, of Flemington, for three years, as prescribed by law.

To be Judge of the Tax Court, John F. Evers, of Wayne, for five years, as prescribed by law.

To be a member of the Passaic Valley Sewerage Commission, Richard M. Giacomarro, of Garfield, to succeed Carmine T. Perrapato, resigned, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

On motion of Mr. J. Russo Assembly Nos. 512 and 1728, both with Senate committee amendments, were referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. J. Russo Senate No. 3314 was referred to the Law, Public Safety and Defense Committee.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1285, Institutions, Health and Welfare Committee.

Assembly No. 1844, Law, Public Safety and Defense Committee.

Assembly No. 3283, Revenue, Finance and Appropriations Committee.

Assembly No. 3285, Revenue, Finance and Appropriations Committee.

Assembly No. 3382, Revenue, Finance and Appropriations Committee.

Assembly Concurrent Resolution No. 3016, without reference.

Senate No. 1402, with Assembly amendments, without reference.

Senate No. 1450, with Assembly committee amendments, without reference.

Assembly Concurrent Resolution No. 3016, Senate No. 1402, with Assembly amendments, and Senate No. 1450,

with Assembly committee amendments, were taken up, read a second time, and ordered to a third reading.

The following communication was received and filed:

1978 Report of the New Jersey Educational Facilities Authority.

On motion of Mr. Herbert Senate No. 3137, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

On motion of Ms. Lipman Senate No. 3137, as amended, was further amended by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

On motion of Mr. Herbert Senate No. 3137, as amended, was further amended by the following vote:

In the affirmative were—

Cafiero, Dodd, Dwyer, Errichetti, Ewing, Feldman, Friedland, Greenberg, Gregorio, Hamilton, Herbert Hirkala, Lipman, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Skevin, Vreeland, Wallwork, Weiss, Yates—24.

In the negative were—

Dorsey, Dumont, Foran, Hagedorn, Laskin, Parker—6.

Mr. Feldman assumed the duties of the Chair.

Mr. Laskin offered further amendments to Senate No. 3137, as amended.

Mr. Herbert moved to table Mr. Laskin's amendments, which motion was adopted by the folowing vote:

In the affirmative were—

Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Yates, Zane—24.

In the negative were:

Cafiero, Dorsey, Dumont, Ewing, Foran, Hagedorn, Kennedy, Laskin, Parker, Vreeland, Wallwork—11.

Senate No. 3137, as further amended, was taken up, read a second time, and ordered to a third reading.

Senate Resolution No. 3009 was given third reading.

Mr. Wallwork moved to table Senate Resolution No. 3009 which motion lost by the following vote:

In the affirmative were—

Cafiero, Dumont, Ewing, Foran, Hagedorn, Herbert, Kennedy, Laskin, Wallwork—9.

In the negative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Lipman, Merlino (President), Musto, Perskie, Rodgers, Skevin, Zane—16.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Herbert, Lip-

man, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Yates, Zane—22.

In the negative were—

Dumont, Foran, Kennedy, Laskin, Wallwork—5.

Mr. Merlino resumed the duties of the Chair.

A motion by Mr. Friedland to place Senate No. 3133, as amended, back on second reading was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dumont, Errichetti, Friedland, Gregorio, Laskin, Musto, Parker, Rodgers, A. Russo, J. Russo, Skevin—13.

In the negative were—

Dwyer, Ewing, Foran, Hagedorn, Hamilton, Herbert, Lipman, Merlino (President), Perskie, Wallwork, Yates, Zane—12.

Senate No. 3133, as amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 455, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Yates—24.

In the negative were—

Cafiero, Dumont, Ewing, Hagedorn, Laskin—5.

Senate No. 1335 was given third reading.

On motion of Mr. Kennedy that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—32.

In the negative—None.

A motion by Messrs. Friedland and Yates to place Senate No. 3133, as amended, back on second reading for the purpose of further amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dumont, Friedland, Gregorio, Kennedy, Musto, Orechio, Rodgers, A. Russo, J. Russo, Skevin, Yates—12.

In the negative were—

Ewing, Hagedorn, Herbert, Laskin—4.

A motion by Messrs. Friedland and Yates to further amend Senate No. 3133, as amended, was lost by the following vote:

In the affirmative were—

Bedell, Friedland, Gregorio, Laskin, Rodgers, A. Russo, Skevin—7.

In the negative were—

Dumont, Dwyer, Ewing, Feldman, Foran, Hagedorn, Hamilton, Herbert, Lipman, Merlino (President), Perskie, J. Russo, Scardino, Vreeland, Wallwork, Weiss, Yates—17.

Senate No. 3133, as amended, was taken up, read a second time, and ordered to a third reading.

Senate Committee Substitute for Senate No. 1376 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Graves, Greenberg, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—28.

In the negative was—Laskin—1.

Senate No. 3225, as amended, was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Herbert, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss—26.

In the negative were—

Ewing, Hagedorn, Hamilton, Kennedy, Laskin, Wallwork—6.

Senate No. 1428, as amended, was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates—33.

In the negative—None.

On motion of Mr. Greenberg, the following nominations were taken up:

To be Judge of the Juvenile and Domestic Relations Court, Yale L. Apter, of Livingston, for the term prescribed by law.

To be Judge of the Juvenile and Domestic Relations Court, Peter J. Cass, of Bloomfield, for the term prescribed by law.

To be Judge of the Juvenile and Domestic Relations Court, Donald E. King, of Montclair, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—34.

In the negative—None.

The above nominations were declared unanimously confirmed.

Assembly No. 3295, with Senate committee amendments, was given third reading.

On motion of Mr. Musto that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—31.

In the negative—None.

Assembly No. 1288, with Senate committee amendments, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Green-

berg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—33.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Asssembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1318, Labor, Industry and Professions Committee.

Assembly No. 3028, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate No. 1095 be given first reading for the purpose of reenactment pursuant to recommendations of the Governor.

Further Resolved, That Senate No. 1095, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate No. 1095, as amended pursuant to the recommendations of the Governor was taken up, read a second time, and ordered to a third reading.

The Revenue, Finance and Appropriations Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 3029, 3098 and 3277; Assembly No. 63 and Assembly Committee Substitute for Assembly No. 86.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 3192, 3224 and 3292; Assembly Nos. 1680 and 1782.

The Institutions, Health and Welfare Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly Committee Substitute for Assembly No. 3081.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1594.

The Transportation and Communications Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3162.

The Institutions, Health and Welfare Committee reported the following bills favorably without amendment:

Senate Nos. 3166, 3261; and Assembly Committee Substitute for Assembly No. 1404.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Senate Nos. 3191, 3267; Assembly Committee Substitute for Assembly No. 3296 and Assembly No. 3313.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Senate Nos. 3175, 3305, 3312, 3313; and Assembly No. 1050.

The Transportation and Communications Committee reported the following bill favorably without amendment:

Senate No. 3269.

The Revenue, Finance and Appropriations Committee reported the following bill favorably by Committee Substitute:

Senate No. 807.

Senate Nos. 3029, 3098, 3162, 3192, 3224, 3277 and 3292, all as amended; Senate Committee Substitute for Senate No. 807; Senate Nos. 3166, 3175, 3191, 3261, 3267, 3269, 3305, 3312 and 3313; Assembly Nos. 63, 1594, 1680 and 1782, all with Senate Committee Amendments; Assembly Committee Substitute for Assembly No. 86 and Assembly Committee Substitute for Assembly No. 3081, both with Senate Committee Amendments; Assembly Nos. 1050 and 3313; Assembly Committee Substitute for Assembly No. 1404 and Assem-

bly Committee Substitute for Assembly No. 3296 were taken up, read a second time, and ordered to a third reading.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3318, by Messrs. Hamilton, Dwyer, Weiss and Parker, Revenue, Finance and Appropriations Committee.

Senate No. 3319, by Messrs. Gagliano and Weiss, Education Committee.

Senate No. 3320, by Messrs. Dumont and Hamilton, Energy and Environment Committee.

Senate No. 3321, by Messrs. Dumont, Hagedorn, Vreeland, Gagliano, Kennedy, Foran, Wallwork, Laskin, Ewing, Dorsey, Parker and Cafiero, Education Committee.

Senate No. 3322, by Messrs. Feldman, Herbert, Dumont and Ewing, County and Municipal Government Committee.

Senate No. 3323, by Ms. Lipman, County and Municipal Government Committee.

Senate No. 3324, by Mr. Merlino, County and Municipal Government Committee.

Senate No. 3325, by Messrs. A. Russo and Gregorio, Judiciary Committee.

Senate No. 3326, by Mr. A. Russo, Labor, Industry and Professions Committee.

Senate No. 3327, by Mr. A. Russo, Transportation and Communications Committee.

Senate No. 3328, by Messrs. A. Russo, Gregorio and Yates, Institutions, Health and Welfare Committee.

Senate No. 3329, by Mr. Greenberg, Judiciary Committee.

Senate No. 3330, by Mr. Greenberg, Judiciary Committee.

Senate No. 3331, by Mr. Dorsey, Judiciary Committee.

Senate No. 3332, by Messrs. Rodgers and Merlino, County and Municipal Government Committee.

Senate No. 3333, by Messrs. Orechio and Merlino, County and Municipal Government Committee.

Senate No. 3334, by Messrs. Dumont and Merlino, County and Municipal Government Committee.

Senate No. 3335, by Messrs. Kennedy and Merlino, County and Municipal Government Committee.

Senate No. 3336, by Messrs. Hirkala and Merlino, County and Municipal Government Committee.

Senate No. 3337, by Messrs. Errichetti, Maressa, Hamilton, Dwyer, Gregorio, Friedland, Zane, Perskie, Graves, Bedell, Ms. Lipman, Messrs. Orechio, A. Russo, Yates, Musto, Rodgers and Hirkala, Revenue, Finance and Appropriations Committee.

Senate No. 3338, by Messrs. Vreeland and Merlino, County and Municipal Government Committee.

Senate No. 3339, by Ms. Lipman and Mr. Merlino, County and Municipal Government Committee.

Senate No. 3340, by Messrs. Cafiero and Merlino, County and Municipal Government Committee.

Senate Concurrent Resolution No. 3027, by Messrs. Parker, Hagedorn, Vreeland, Ewing and Cafiero, Judiciary Committee.

On motion of Mr. Parker Senate Concurrent Resolution No. 3027 was withdrawn from the files.

On motion of Mr. Hamilton, Messrs. Vreeland, Scardino, A. Russo and Hagedorn were added as cosponsors of Senate No. 1419.

On motion of Mr. Dumont, Messrs. Hagedorn, Vreeland, Gagliano, Kennedy, Foran, Wallwork, Laskin, Ewing, Dorsey, Parker and Cafiero were added as cosponsors of Senate No. 1321.

On motion of Mr. Kennedy, Mr. Bedell was added as cosponsor of Senate No. 1335.

On motion of Mr. Gregorio, Mr. Wallwork was added as cosponsor of Senate No. 1428.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, June 16 at 10 a.m., and that when it then adjourn it be to meet on Monday, June 18, 1979, at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, June 16, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the folowing Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, June 18, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Robert Hilz.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—37.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 280, 779, as amended pursuant to the recommendations of the Governor, and 3265, which bills were ordered held for delivery to the Governor.

Senate No. 685, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Skevin, Vreeland, Wallwork, Weiss, Zane—35.

In the negative—None.

Senate No. 811, with Assembly amendments, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—35.

In the negative—None.

Senate No. 812, with Assembly amendments, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—35.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Senate No. 3023, with Assembly committee amendments, was given third reading.

On motion of Messrs. Merlino and Parker that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—36.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Senate No. 3038 was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—36.

In the negative—None.

Senate No. 3294 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—35.

In the negative—None.

Senate No. 3304 was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—36.

In the negative was—Laskin—1.

Mr. Feldman assumed the duties of the Chair.

Senate No. 3305 was given third reading.

On motion of Mr. Merlino and Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—35.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Assembly No. 204 was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

Assembly No. 1365, with Senate committee amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin,

Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—37.

In the negative—None.

Senate No. 3313 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—35.

In the negative—None.

Senate No. 885, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Zane—27.

In the negative were—

Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Laskin, Wallwork—8.

Senate Committee Substitute for Senate No. 3015 was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Zane—32.

In the negative was—Dorsey—1.

Senate No. 3175 was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—37.

In the negative—None.

On motion of Mr. A. Russo Senate Concurrent Resolution No. 3016 was adopted by voice vote.

On motion of Mr. Orechio Assembly No. 125 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—31.

In the negative—None.

Assembly No. 1251, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Perskie Senate No. 3133, as amended, was placed back on second reading for the purpose of further amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Greenberg, Gregorio, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, J. Russo, Skevin, Vreeland, Weiss, Zane—27.

In the negative were—

Dumont, Hagedorn, Hamilton, Musto—4.

Mr. Weiss offered further amendments to Senate No. 3133, as amended, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Musto, Orechio, Rodgers, A. Russo, Skevin, Weiss—21.

In the negative were—

Dumont, Errichetti, Feldman, Greenberg, Hirkala, Lipman, Maressa, Merlino (President), Perskie, J. Russo, Scardino, Zane—12.

Senate No. 3133, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Bedell Senate No. 3281, as amended, was placed back on second reading for the purpose of further amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman,

Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Skevin, Vreeland, Wallwork, Weiss—29.

In the negative—None.

Senate No. 3281, as further amended, was taken up, read a second time, and ordered to a third reading.

The Judiciary Committee reported the following nominations favorably:

To be a member of the Delaware River and Bay Authority, Joseph J. Fabi, Jr., of Atlantic City, to succeed William A. Gemmel, of Linwood, for the term prescribed by law.

To be a member of the Election Law Enforcement Commission, Archibald Alexander, Sr., of Bernardsville, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Planners, Edward C. Bishop, of Clifton, to succeed Charles Cole, of Washington Township, resigned, for the term prescribed by law.

To be a member of the Employment Security Council, Joseph F. Buckley, of Bridgewater, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Agriculture, Roderick D. MacDougall, of New Vernon, to succeed Helen I. Smith, of Allentown, for the term prescribed by law.

To be a member of the Economic Development Council, Kenneth Pyle, of Woodstown, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Evelina V. Thompson, of Trenton, to succeed Shirley K. Turner, of Trenton, for the term prescribed by law.

To be a member of the Cumberland County Board of Taxation, Arnold Gifford, of Millville, to succeed himself, for the term prescribed by law.

To be a member of the Civil Rights Commission, Herbert M. Gladstone, of Riverdale, to succeed himself, for the term prescribed by law.

To be a member of the Palisades Interstate Park Commission, Ugo J. Lisi, of Ramsey, to succeed himself, for the term prescribed by law.

To be a member of the Historic Sites Council, Jane Zdancewic, of Freehold, to succeed Charles Birmingham, of Matawan, for the term prescribed by law.

To be a member of the Employment Security Council, Joseph Coviello, of Cliffside Park, to succeed himself, for the term prescribed by law.

To be a member of the Employment Security Council, Archer Cole, of Roselle, to succeed himself, for the term prescribed by law.

To be a member of the Employment Security Council, Arthur W. Ericson, of Short Hills, to succeed himself, for the term prescribed by law.

To be a member of the Economic Development Council, Leo E. White, of Short Hills, to succeed William Tremayne, of Piscataway, for the term prescribed by law.

To be a member of the Technical Advisory Board, Francis J. Honn, of Essex Fells, for the term prescribed by law.

To be a member of the Technical Advisory Board, Harold N. Weinberg, of Livingston, for the term prescribed by law.

To be a member of the Technical Advisory Board, William O. Fleckenstein, of Colts Neck, for the term prescribed by law.

To be a member of the Shell Fisheries Council, John Pearce, Ph.D., of Fair Haven, to succeed Robert Schnabel, of Red Bank, for the term prescribed by law.

To be a member of the New Jersey Cemtery Board, Edgar L. Krause, of Newark, to succeed Clayton Q. Braatz, of So. Orange, for the term prescribed by law.

To be a member of the Commission on Uniform Legislation, Howard T. Rosen, of Millburn, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Institutional Trustees, Patricia M. Shillingburg, of Summit, to succeed herself, for the term prescribed by law.

To be a member of the Motion Picture and Television Development Commission, Robert G. Thomas, of Ringwood, to succeed himself, for the term prescribed by law.

To be a member of the Motion Picture and Television Development Commission, J. Delbert Brandt, of Vineland, to succeed himself, for the term prescribed by law.

To be a member of the Banking Advisory Board, Siggi Wilzig, of Clifton, to succeed himself, for the term prescribed by law.

To be a member of the Passaic Valley Sewerage Commission, Richard M. Giacomarro, of Garfield, to succeed Carmine T. Perrapato, of Garfield, resigned, for the term prescribed by law.

To be a member of the Somerset County Board of Taxation, Frank J. Politano, of Somerville, to succeed himself, for the term prescribed by law.

To be a member of the Somerset County Board of Taxation, John Penn, of Watchung, to succeed himself, for the term prescribed by law.

To be a member of the Union County Board of Taaxtion, Anthony Amalfe, of Roselle, to succeed Roberta Grayson, of Westfield, for the term prescribed by law.

To be a Judge of the Tax Court, Richard M. Conley, of Flemington, for three years, as prescribed by law.

To be a Judge of the Tax Court, Anthony M. Lario, of Cherry Hill, for six years, as prescribed by law.

To be a Judge of the Tax Court, John J. Hopkins, of Upper Montclair, for four years, as prescribed by law.

On motion of Mr. Greenberg the following nominations were taken up:

To be a member of the Delaware River and Bay Authority, Joseph J. Fabi, Jr., of Atlantic City, to succeed William A. Gemmel, of Linwood, for the term prescribed by law.

To be a member of the Passaic Valley Sewerage Commission, Richard M. Giacomarro, of Garfield, to succeed Carmine T. Perrapato, of Garfield, resigned, for the term prescribed by law.

To be a member of the Union County Board of Taxation, Anthony Amalfe, of Roselle, to succeed Robert Grayson, of Westfield, for the term prescribed by law.

On motion of Mr. Greenberg that the Senate do declare the confirmation of the above nominations to be an emergency matter, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—37.

In the negative—None.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—37.

In the negative—None.

The above nominations were declared unanimously confirmed.

Senate No. 3183 was given third reading.

On motion of Mr. Musto that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President),

Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Zane—32.

In the negative—None.

A motion by Mr. Foran to table Assembly No. 1670 was lost by the following vote:

In the affirmative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Maressa, Orechio, Parker, Vreeeland, Wallwork—14.

In the negative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin—21.

Assembly No. 1670 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—29.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Hagedorn, Zane—7.

Assembly No. 1754 was given third reading.

On motion of Mr. Musto that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman,

Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss—29.

In the negative—None.

On motion of Mr. Bedell, Assembly Concurrent Resolution No. 154 was adopted by voice vote.

On motion of Mr. Scardino, Assembly Committee Substitute for Assembly No. 1404 was placed back on second reading for the purpose of amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

Assembly Committee Substitute for Assembly No. 1404, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution, which was read and adopted by the following vote:

Be It Resolved, That the Senate be placed under call.

In the affirmative were—

Dwyer, Errichetti, Ewing, Feldman, Friedland, Gagliano, Graves, Greenberg, Gregorio, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss—22.

In the negative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Foran, Hagedorn, Hamilton, Kennedy, Laskin, Maressa, Parker, Vreeland, Wallwork, Zane—15.

On motion of Mr. Hamilton, Ms. Lipman was added as cosponsor of Senate Nos. 3191 and 3192.

On motion of Ms. Lipman, Messrs. Graves and Gregorio were added as cosponsors of Senate No. 3209.

On motion of Mr. Gagliano, Messrs. Feldman, Laskin, Kennedy, Dwyer and Weiss were added as cosponsors of Senate No. 3319.

On motion of Mr. Vreeland, his name was withdrawn as cosponsor of Senate No. 1031.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3341, by Mr. A. Russo, County and Municipal Government Committee.

Senate No. 3342, by Messrs. Parker, Vreeland, Foran and Friedland, County and Municipal Government Committee.

Senate No. 3343, by Messrs. Graves, Foran, Rodgers and Zane, Law, Public Safety and Defense Committee.

Senate No. 3344, by Messrs. Dorsey and Foran, Revenue, Finance and Appropriations Committee.

Senate No. 3345, by Messrs. Greenberg, Hamilton and Perskie, Law, Public Safety and Defense Committee.

Senate No. 3346, by Messrs. Dumont and Ewing, Education Committee.

Senate No. 3347, by Messrs. Feldman and Scardino, Transportation and Communications Committee.

Senate No. 3348, by Mr. Zane, Labor, Industry and Professions Committee.

Senate No. 3349, by Messrs. Feldman, Errichetti and Herbert, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3350, by Messrs. Gregorio and A. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3351, by Mr. Kennedy, County and Municipal Government Committee.

Senate No. 3352, by Messrs. A. Russo and Gregorio, Judiciary Committee.

Senate No. 3353, by Mr. Dodd, Energy and Environment Committee.

Senate No. 3354, by Messrs. Gregorio and A. Russo, County and Municipal Government Committee.

Senate No. 3355, by Mr. J. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3356, by Messrs. Merlino and Perskie, County and Municipal Government Committee.

Senate Concurrent Resolution No. 3028, by Messrs. Parker, Vreeland, Foran, Cafiero, Dumont and Ewing, Judiciary Committee.

Senate Resolution No. 3014, by Mr. Hagedorn, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Resolution No. 3015, by Ms. Lipman, Messrs. Yates, Orechio, Perskie, Graves, Herbert, Hamilton and Weiss, without reference.

Senate Resolution No. 3016, by Mr. Dodd, without reference.

Senate Resolution No. 3015 was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dodd, Senate Resolution No. 3016 was adopted by voice vote.

The President announced the receipt of the following communication:

1978 Annual Report of the Delaware River Joint Toll Bridge Commission.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated.

Assembly No. 1138, County and Municipal Government Committee.

Assembly No. 3062, Judiciary Committee.

Assembly No. 3255, Institutions, Health and Welfare Committee.

Assembly No. 3268, Institutions, Health and Welfare Committee.

Assembly No. 3271, Institutions, Health and Welfare Committee.

Assembly No. 3284, Revenue, Finance and Appropriations Committee.

Assembly No. 3356, Education Committee.

Assembly No. 3379, Revenue, Finance and Appropriations Committee.

Assembly No. 3380, Revenue, Finance and Appropriations Committee.

Assembly No. 3430, County and Municipal Government Committee.

Assembly No. 720, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 1683, County and Municipal Government Committee.

Assembly No. 3037, Energy and Environment Committee.

Assembly No. 3326, without reference.

Assembly No. 3428, without reference.

Assembly No. 263, Education Committee.

Assembly No. 1294, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 1295, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 1624, Judiciary Committee.

Assembly No. 1625, Judiciary Committee.

Assembly No. 1820, Energy and Environment Committee.

Assembly No. 1847, County and Municipal Government Committee.

Assembly No. 1848, County and Municipal Government Committee.

Assembly No. 1892, as amended pursuant to the recommendations of the Governor, County and Municipal Government.

Assembly No. 3120, County and Municipal Government Committee.

Assembly No. 3256, County and Municipal Government Committee.

Assembly No. 3342, County and Municipal Government Committee.

Assembly Joint Resolution No. 38, Judiciary Committee.

Senate No. 76, with Assembly committee amendments, without reference.

Senate No. 1205, with Assembly committee amendments, without reference.

Senate No. 1455, with Assembly amendments, without reference.

Senate No. 3009, with Assembly amendments, without reference.

Assembly Nos. 1294 and 1295, both as amended pursuant to the recommendations of the Governor; Assembly Nos. 3326 and 3428; Senate Nos. 76 and 1205, both with Assembly committee amendments; and Senate Nos. 1455 and 3009, both with Assembly amendments were taken up, read a second time, and ordered to a third reading.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 1482 and Senate Resolution No. 3008.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3291.

The Judiciary Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 3203, 3329 and 3330.

The Institutions, Health and Welfare Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 1419.

The President announced receipt of and directed the Secretary to read four letters from the Governor, nominating for appointment, with the advice and consent of the Senate to the offices indicated, the following:

To be a member of the Public Trustees, Rutgers, The State University, Anthony B. Petrongolo, of Haddon Heights, to succeed himself, for the term prescribed by law.

To be a member of the Public Trustees, Rutgers, The State University, Martin Jelin, of South Orange, to succeed George Shay, for the term prescribed by law.

To be a member of the Public Broadcasting Authority, Charles K. Cox, of Moorestown, to succeed Edward J. Meade, Jr., for the term prescribed by law.

To be a member of the Economic Development Council, James Grogan, of Belleville, to succeed himself, for the term prescribed by law.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Assembly Nos. 3283 and 3382.

The Law, Public Safety and Defense Committee reported the following bill favorably without amendment:

Assembly No.3098.

The Education Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3300.

On motion of Mr. Dodd, Senate No. 3320 was transferred from the Energy and Environment Committee to the Revenue, Finance and Appropriations Committee.

Senate Nos. 1419, 1482, 3203, 3291, 3300, 3329 and 3330, all as amended; Senate Resolution No. 3008, as amended; Assembly Nos. 3098, 3283 and 3382 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. A. Russo, Senate No. 3261 and Senate No. 3300, as amended, were referred to the Revenue, Finance and Appropriations Committee.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Senate No. 3261 and Senate No. 3300, as amended.

Senate No. 3261 and Senate No. 3300, as amended, were taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, June 21, 1979, at 4 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, June 21, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Bill Daily, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—33.

On motion of Mr. Dwyer the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 331, 475, 1216, 1334, 1398, 1485 and 3305, which bills were ordered held for delivery to the Governor, and Senate Concurrent Resolution No. 3024, which bill was ordered held for delivery to the Secretary of State.

On motion of Mr. Musto, the following nominations were taken up:

To be a member of the Election Law Enforcement Commission, Archibald Alexander, Sr., of Bernardsville, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Planners, Edward C. Bishop, of Clifton, to succeed Charles Cole, resigned, for the term prescribed by law.

To be a member of the State Board of Agriculture, Roderick D. MacDougall, of New Vernon, to succeed Helen I. Smith, for the term prescribed by law.

To be a member of the Economic Development Council, Kenneth Pyle, of Woodstown, to succeed himself, for the term prescribed by law.

To be a member of the State Council on the Arts, Evelina V. Thompson, of Trenton, to succeed Shirley K. Turner, for the term prescribed by law.

To be a member of the Cumberland County Board of Taxation, Arnold Gifford, of Millville, to succeed himself, for the term prescribed by law.

To be a member of the Civil Rights Commission, Herbert M. Gladstone, of Riverdale, to succeed himself, for the term prescribed by law.

To be a member of the Palisades Interstate Park Commission, Ugo J. Lisi, of Ramsey, to succeed himself, for the term prescribed by law.

To be a member of the Historic Sites Council, Jane Zdancewic, of Freehold, to succeed Charles Birmingham, for the term prescribed by law.

To be a member of the Employment Security Council, Joseph Coviello, of Cliffside Park, to succeed himself, for the term prescribed by law.

To be a member of the Employment Security Council, Archer Cole, of East Orange, to succeed himself, for the term prescribed by law.

To be a member of the Employment Security Council, Arthur W. Ericson, of Short Hills, to succeed himself, for the term prescribed by law.

To be a member of the Economic Development Council, Leo E. White, of Short Hills, to succeed William Tremayne, for the term prescribed by law.

To be a member of the Technical Advisory Board, Francis J. Honn, of Essex Fells, for the term prescribed by law.

To be a member of the Technical Advisory Board, Harold N. Weinberg, of Livingston, for the term prescribed by law.

To be a member of the Technical Advisory Board, William O. Fleckenstein, of Colts Neck, for the term prescribed by law.

To be a member of the Shell Fisheries Council, John Pearce, Ph.D., of Fair Haven, to succeed Robert Schnabel, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, Edgar L. Krause, of Newark, to succeed Clayton O. Braatz, for the term prescribed by law.

To be a member of the Commission on Uniform Legislation, Howard T. Rosen, of Millburn, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Institutional Trustees, Patricia M. Shillingburg, of Summit, to succeed herself, for the term prescribed by law.

To be a member of the Motion Picture and Television Development Commission, Robert G. Thomas, of Ringwood, to succeed himself, for the term prescribed by law.

To be a member of the Motion Picture and Television Development Commission, J. Delbert Brandt, of Vineland, to succeed himself, for the term prescribed by law.

To be a member of the Banking Advisory Board, Siggi Wilzig, of Clifton, to succeed himself, for the term prescribed by law.

To be a member of the Somerset County Board of Taxation, Frank J. Politano, of Somerville, to succeed himself, for the term prescribed by law.

To be a member of the Somerset County Board of Taxation, John Penn, of Watchung, to succeed himself, for the term prescribed by law.

To be Judge of the Tax Court, Richard M. Conley, of Flemington, for three years, as prescribed by law.

To be Judge of the Tax Court, Anthony M. Lario, of Cherry Hill, for six years, as prescribed by law.

To be Judge of the Tax Court, John J. Hopkins, of Upper Montclair, for four years, as prescribed by law.

To be Judge of the Superior Court, Patrick J. McGann, Jr., of Monmouth Beach, for the term prescribed by law.

To be a member of the Employment Security Council, Joseph F. Buckley, of Bridgewater, to succeed himself, for the term prescribed by law.

Upon the question, "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—31.

In the negative—None.

The above nominations were declared unanimously confirmed.

On motion of Mr. Graves, Assembly Committee Substitute for Assembly No. 3296 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—28.

In the negative—None.

Assembly Committee Substitute for Assembly Bill No. 3296, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Maressa, Senate No. 3137, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—32.

In the negative—None.

Senate No. 3137, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Maressa, Messrs. Orechio and Graves were added as cosponsors of Senate No. 3137.

On motion of Mr. Gagliano, Senate No. 3137, as amended, was placed back on second reading for the purpose of further amendment by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—32.

In the negative—None.

Mr. Gagliano offered further amendments to Senate No. 3137, as amended.

Mr. Bedell moved to table Mr. Gagliano's amendments, which motion was adopted by the following vote:

In the affirmative were—

Bedell, Dwyer, Errichetti, Feldman, Friedland, Graves, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, Scardino, Skevin, Zane—19.

In the negative were—

Cafiero, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Orechio, Parker, Vreeland, Wallwork—12.

Mr. Wallwork moved to further amend Senate No. 3137, as amended, which motion lost by the following vote:

In the affirmative were—

Bedell, Cafiero, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Orechio, Parker, Vreeland, Wallwork—13.

In the negative were—

Dwyer, Errichetti, Feldman, Friedland, Graves, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, Scardino, Skevin, Weiss—18.

Senate No. 3137, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Bedell, Senate No. 3281, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—29.

In the negative—None.

Senate No. 3281, as further amended, was taken up, read a second time, and ordered to a third reading.

Senate No. 3277, as amended, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano,

Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—31.

In the negative—None.

On motion of Mr. Scardino Assembly No. 3283 was substituted for Senate No. 3261 with which it is identical, and Mr. J. Russo was added as cosponsor of Assembly No. 3283.

Assembly No. 3283 was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—31.

In the negative—None.

On motion of Mr. Dwyer Assembly No. 3382 was substituted for Senate No. 3312 with which it is identical, and Mr. Dwyer was added as cosponsor of Assembly No. 3382.

Assembly No. 3382 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—31.

In the negative—None.

Senate No. 715, as amended, was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Friedland, Graves, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—26.

In the negative were—

Bedell, Foran—2.

Senate No. 1381, as amended, was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Ewing, Feldman, Friedland, Graves, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Weiss, Zane—24.

In the negative were—

Cafiero, Dumont, Foran, Parker, Wallwork—5.

Senate No. 3300, as amended, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Zane—31.

In the negative—None.

Senate No. 3232 was given third reading.

On motion of Mr. Orechio Senate No. 3232 was laid over by the following vote:

In the affirmative were—

Dwyer, Errichetti, Friedland, Graves, Herbert, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, Scardino, Skevin, Weiss—15.

In the negative were—

Cafiero, Dodd, Dumont, Feldman, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker—10.

Mr. Kennedy moved to place Senate No. 3232 back on second reading for the purpose of amendment, which motion lost by the following vote:

In the affirmative were—

Cafiero, Dodd, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Hagedorn, Kennedy, Laskin, Parker, Vreeland, Wallwork—14.

In the negative were—

Bedell, Dwyer, Errichetti, Graves, Herbert, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, Scardino, Skevin, Zane—14.

Mr. Feldman assumed the duties of the Chair.

Senate No. 3292, as amended, was given third reading.

On motion of Mr. Merlino, Senate No. 3292 was laid over by the following vote:

In the affirmative were—

Bedell, Dwyer, Errichetti, Feldman, Friedland, Graves, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, Scardino, Skevin, Weiss—18.

In the negative were—

Cafiero, Dumont, Ewing, Gagliano, Hagedorn, Kennedy, Wallwork—7.

Mr. Merlino resumed the duties of the Chair.

Assembly No. 3313 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Hagedorn, Herbert, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—26.

In the negative—None.

Senate Committee Substitute for Senate No. 807, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—29.

In the negative—None.

Senate No. 1095, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Weiss—27.

In the negative—None.

Senate No. 1287, as amended, was given third reading.

On motion of Messrs. Feldman and Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Hagedorn,

Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—28.

In the negative—None.

Senate No. 1402, with Assembly amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Gagliano, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—27.

In the negative—None.

Senate No. 1450, with Assembly committee amendments, was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—29.

In the negative—None.

Senate No. 1500, as amended, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio,

Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Weiss—28.

In the negative—None.

Senate No. 3029, as amended, was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—28.

In the negative—None.

Senate No. 3162, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—28.

In the negative—None.

Senate No. 3214 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Graves, Hagedorn, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—26.

In the negative was—Laskin—1.

Senate No. 3231, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—27.

In the negative were—

Laskin, Perskie—2.

Mr. Feldman assumed the duties of the Chair.

Senate No. 3266 was given third reading.

On motion of Messrs. Musto and Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—29.

In the negative—None.

Senate No. 3267 was given third reading.

On motion of Ms. Lipman and Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—29.

In the negative—None.

Senate No. 3269 was given third reading.

On motion of Messrs. Skevin and Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—29.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Senate No. 3272 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—29.

In the negative—None.

Assembly Committee Substitute for Assembly No. 1404, with Senate amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—28.

In the negative—None.

Assembly Committee Substitute for Assembly No. 3081, with Senate committee amendments, was given third reading.

On motion of Mr. Vreeland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—28.

In the negative—None.

On motion of Mr. Wallwork, Assembly Concurrent Resolution No. 3016 was taken up and adopted by voice vote.

Assembly No. 1410, with Senate committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork—27.

In the negative—None.

Assembly No. 1380, with Senate committee amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Wallwork—27.

In the negative—None.

Assembly No. 1594, with Senate committee amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dumont, Ewing, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss—25.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 23, Education Committee.

Assembly No. 480, Energy and Environment Committee.

Assembly No. 690, Labor, Industry and Professions Committee.

Assembly No. 3143, County and Municipal Government Committee.

Assembly No. 3163, County and Municipal Government Committee.

Assembly No. 3173, Judiciary Committee.

Assembly No. 3182, Law, Public Safety and Defense Committee.

Assembly No. 3281, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 3451, without reference.

Assembly Concurrent Resolution No. 99, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 1028, with Assembly committee amendments, without reference.

Senate No. 1370, with Assembly amendments, without reference.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3357, by Messrs. Hamilton, Scardino, Dwyer, Gregorio, Weiss, A. Russo and Hagedorn, Institutions, Health and Welfare Committee.

Senate No. 3358, by Messrs. Foran, Graves, Dorsey, Cafiero, Kennedy, Perskie, Dwyer, Hamilton, Gagliano, Hagedorn and Laskin, Law, Public Safety and Defense Committee.

Senate No. 3359, by Messrs. Friedland, Musto and Rodgers, Institutions, Health and Welfare Committee.

Senate No. 3360, by Messrs. Kennedy, Gagliano, Cafiero, Vreeland, Ewing, Hagedorn and Bedell, Labor, Industry and Professions Committee.

Senate No. 3361, by Messrs. Dorsey and Ewing, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3362, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3363, by Messrs. Dumont, Hagedorn and Hamilton, Energy and Environment Committee.

Senate No. 3364, by Messrs. Maressa and Dwyer, Law, Public Safety and Defense Committee.

Senate Resolution No. 3017, by Messrs. Feldman and Hagedorn, without reference.

Senate Resolution No. 3018, by Messrs. Skevin, Rodgers, Musto, Hirkala, Maressa, Hagedorn, Wallwork, Feldman, Gagliano, Laskin, Foran, Graves, Hamilton, Weiss, Zane, A. Russo, Herbert and Scardino, without reference.

The Transportation and Communications Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 977.

The Revenue, Finance and Appropriations Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 3284.

The Institutions, Health and Welfare Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3296.

The Agriculture Committee reported the following bill favorably with amendment, and on motion of the chairman the amendment was adopted:

Senate No. 3285.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 1395.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 1453, 3104, 3244 and Assembly No. 3430.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 227, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 1114, Labor, Industry and Professions Committee.

Assembly No. 1115, Labor, Industry and Professions Committee.

Assembly No. 1116, Labor, Industry and Professions Committee.

Assembly No. 1623, Labor, Industry and Professions Committee.

Assembly No. 1777, Energy and Environment Committee.

Assembly No. 1819, Energy and Environment Committee.

Assembly No. 3039, Agriculture Committee.

Assembly No. 3042, Agriculture Committee.

Assembly No. 3060, Law, Public Safety and Defense Committee.

Assembly No. 3118, Labor, Industry and Professions Committee.

Assembly No. 3174, Labor, Industry and Professions Committee.

Assembly No. 3370, Labor, Industry and Professions Committee.

Assembly No. 3424, without reference.

Assembly No. 3429, without reference.

Assembly No. 3434, without reference.

Assembly Concurrent Resolution No. 3037, without reference.

Senate No. 896, with Assembly amendments, without reference.

Senate No. 1125, with Assembly amendments, without reference.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Assembly Nos. 572 and 779; Assembly Committee Substitute for Assembly No. 3253; Senate Committee Substitute for Senate No. 1469; Senate Nos. 3324, 3332, 3333, 3334, 3335, 3336, 3338, 3339 and 3340.

The County and Municipal Government reported the following bill without recommendation:

Senate No. 1317, as amended.

The Education Committee reported the following bill favorably without amendment:

Assembly No. 3356.

The Agriculture Committee reported the following bills favorably without amendment:

Senate Nos. 3268, 3274, and Assembly No. 394.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Assembly No. 3380 and Senate No. 3315.

The Institutions, Health and Welfare Committee reported the following bill favorably without amendment:

Assembly No. 1634.

Senate Nos. 896, 1028, 1125 and 1370, all with Assembly amendments; Senate Nos. 1395, 1453, 3104, 3244, 3285 and 3296, all as amended; Senate Committee Substitute for Senate No. 1469; Senate Nos. 1317, 3268, 3274, 3315, 3324, 3332, 3333, 3334, 3335, 3336, 3338, 3339 and 3340; Senate Resolutions Nos. 3017 and 3018; Assembly Nos. 977, 3284 and 3430, all with Senate committee amendments; Assembly Committee Substitute for Assembly No. 3253; Assembly Nos. 394, 572, 779, 1634, 3356, 3380, 3424, 3429, 3434 and 3451; and Assembly Concurrent Resolution No. 3037 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Zane, Senate No. 3255 was withdrawn from the files.

Mr. Dwyer offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, June 23 at 10 a.m., and that when it then adjourn it be to meet on Monday, June 25, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, June 23, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, June 25, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Ferre, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill:

Senate No. 3091, which bill was ordered held for delivery to the Governor.

The Judiciary Committee reported the following nominations favorably:

To be a member of the State Board of Higher Education, Edward E. Barr, of Fort Lee, to succeed himself for the term prescribed by law.

To be a member of the State Board of Education, Robert J. Wolfenbarger, of Summit, to succeed himself for the term prescribed by law.

To be a member of the State Library Advisory Council, Doris L. Beck, of Livingston, to succeed herself for the term prescribed by law.

To be a member of the Technical Advisory Board, John F. Hoff, III, of Princeton, for the term prescribed by law.

To be a member of the Board of Professional Planners, Frank Ali, of Elizabeth, to succeed Charles Cole, of Riverdale, resigned, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Stephen Cuccio, of Saddle Brook, to succeed Michael Robinson, of Towaco, for the term prescribed by law.

On motion of Mr. Greenberg that the Senate do declare the confirmation of the above nominations to be an emergency matter, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Upon the question "Will the Senate advise and consent to the above nominations?" It was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The above nominations were declared unanimously confirmed.

Mr. Feldman assumed the duties of the Chair.

Senate No. 3292, as amended, was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dwyer, Errichetti, Feldman, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Weiss, Zane—25.

In the negative were—

Cafiero, Dodd, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Wallwork, Yates —11.

Mr. Merlino resumed the duties of the Chair.

Senate No. 3137, as amended, was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dumont, Dwyer, Errichetti, Ewing, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Weiss, Yates, Zane—26.

In the negative were—

Cafiero, Dodd, Dorsey, Feldman, Foran, Hamilton, Kennedy, Laskin, Parker, Skevin, Vreeland, Wallwork—12.

Mr. Kennedy moved to place Senate No. 3203, as amended, back on second reading for the purpose of further amendment, which motion lost by voice vote.

Senate No. 3203, as amended, was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dwyer, Errichetti, Feldman, Friedland, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J.

Russo, Sheil, Skevin, Vreeland, Weiss, Yates, Zane —26.

In the negative were—

Bedell, Dorsey, Dumont, Foran, Gagliano, Graves, Hagedorn, Kennedy, Laskin, Wallwork—10.

Senate No. 3329, as amended, was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 3330, as amended, was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

On motion of Mr. Feldman, Senate Resolution No. 3017 was adopted by voice vote.

Senate No. 3192, as amended, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates, Zane—27.

In the negative were—

Cafiero, Dorsey, Gagliano, Hagedorn, Laskin, Parker, Vreeland, Wallwork—8.

Assembly No. 3451 was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

On motion of Mr. Friedland Senate Committee Substitute for Assembly Committee Substitute for Assembly No. 536 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative—None.

Senate Committee Substitute for Assembly Committee Substitute for Assembly No. 536, with Senate amendments,

was taken up, read a second time, and ordered to a third reading.

Senate No. 3315 was given third reading.

On motion of Mr. Graves and Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Senate No. 3020 was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

On motion of Ms. Lipman, Senate Resolution No. 3015 was adopted by voice vote.

Assembly No. 3380 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gre-

gorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—31.

In the negative was—Laskin—1.

Assembly No. 3424 was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Yates, Zane—31.

In the negative—None.

Assembly No. 3434 was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Assembly No. 3429 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Errichetti, Friedland, Graves, Greenberg, Gregorio, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino

(President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates—26.

In the negative were—

Dumont, Hagedorn—2.

Assembly No. 485 was given third reading.

On motion of Mr. Greenberg that the bill pass the vote as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Yates, Zane—29.

In the negative were—

Cafiero, Foran, Hagedorn, Kennedy, Laskin, Parker, Wallwork—7.

Assembly No. 3326 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Errichetti, Friedland, Gagliano, Graves, Greenberg, Gregorio, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland—26.

In the negative were—

Cafiero, Dumont, Ewing, Foran, Hagedorn, Wallwork—6.

Assembly No. 1251, with Senate amendments, was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—30.

In the negative was—Parker—1.

The Law, Public Safety and Defense Committee reported the following bill favorably without amendment:

Assembly No. 3182.

Assembly No. 3182 was taken up, read a second time, and ordered to a third reading.

Mr. Orechio offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3182 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Asesmbly No. 3182 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo,

J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment and on motion of the chairman the amendments were adopted:

Senate Concurrent Resolution No. 3025.

On motion of Mr. Zane, Senate Concurrent Resolution No. 3025, as amended, was adopted by voice vote.

Mr. Greenberg moved to put the Senate under call, which motion lost by the following vote:

In the affirmative were—

Bedell, Greenberg, Lipman, Merlino (President), Orechio, J. Russo, Scardino, Yates—8.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Maressa, Musto, Parker, Rodgers, A. Russo, Skevin, Vreeland, Wallwork, Zane—20.

Assembly Committee Substitute for Assembly No. 86, with Senate committee amendments, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3296, as amended, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—34.

In the negative—None.

Assembly No. 3430, with Senate committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Yates, Zane—28.

In the negative was—Laskin—1.

Assembly No. 572 was given third reading.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Yates, Zane—30.

In the negative—None.

On motion of Mr. J. Russo to suspend Senate Rule No. 123-B, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Greenberg,

Gregorio, Hagedorn, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative were—

Dorsey, Laskin—2.

Senate No. 3009, with Assembly amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Senate No. 3098, as amended, was given third reading.

On motion of Mr. Vreeland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Senate No. 3166 was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3191 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative was—Wallwork—1.

Senate No. 1028, with Assembly committee amendments, was given third reading.

On motion of Mr. Weiss for Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative was—Laskin—1.

Senate No. 1205, with Assembly committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1455, with Assembly amendments, was given third reading.

On motion of Ms. Lipman and Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino, (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative was—Hamilton—1.

Senate Resolution No. 3018 was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 1294, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 1295, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 1782, with Senate committee amendments, was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 3098 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 3296, with Senate amendments, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Gregorio, Hagedorn, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

On motion of Mr. Scardino, Assembly Concurrent Resolution No. 3037 was adopted by voice vote.

On motion of Mr. J. Russo, Assembly No. 3428 was referred to the Judiciary Committee.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3276 and Assembly No. 1491.

The Education Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1840.

The Revenue, Finance and Appropriations Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3316.

The Judiciary Committee reported the following bills favorably with amendments, and on motion of the chairman the amendments were adopted:

Assembly Nos. 8, 19 and 22.

The Labor, Industry and Professions Committee reported the following bill favorably by committee substitute:

Senate No. 1414.

The Labor, Industry and Professions Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1623.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably without amendment:

Senate Nos. 977, 1273 and 3349; Senate Concurrent Resolution No. 3018; Assembly Nos. 3213 and 3256.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Senate Nos. 3307, 3308, 3309, 3310, 3314 and 3358.

The Judiciary Committee reported the following bill favorably without amendment:

Assembly No. 21.

On motion of Mr. Feldman, Messrs. Graves, Zane and Gregorio were added as cosponsors of Senate No. 3020.

On motion of Mr. Hamilton, Ms. Lipman was added as cosponsor of Senate Nos. 3191 and 3192.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3365, by Mr. Graves, County and Municipal Government Committee.

Senate No. 3366, by Messrs. Feldman, Dwyer, Hamilton, Ms. Lipman, Messrs. Vreeland and Friedland, Education Committee.

Senate No. 3367, by Ms. Lipman, Messrs. Merlino, Hamilton, Graves, A. Russo, Errichetti, Feldman, Rodgers, Friedland, Weiss, Orechio, Bedell and Perskie, Judiciary Committee.

Senate No. 3368, by Mr. Skevin, Judiciary Committee.

Senate No. 3369, by Mr. Wallwork, County and Municipal Government Committee.

Senate No. 3370, by Messrs. Weiss, Hamilton, Dwyer and Parker, County and Municipal Government Committee.

Senate No. 3371, by Mr. J. Russo, County and Municipal Government Committee.

Senate No. 3372, by Messrs. Graves and Hirkala, Education Committee.

Senate No. 3373, by Messrs. Hagedorn and Merlino, without reference.

Senate No. 3374, by Mr. J. Russo, Revenue, Finance and Appropriations Committee.

Senate No. 3375, by Messrs. Dwyer, Hamilton and Weiss, Revenue, Finance and Appropriations Committee.

Senate No. 3376, by Mr. J. Russo, Energy and Environment Committee.

Senate No. 3377, by Mr. Orechio, Law, Public Safety and Defense Committee.

Senate Nos. 3276 and 3316, both as amended; Senate Committee Substitute for Senate No. 1414; Senate Nos. 977, 1273, 3307, 3308, 3309, 3310, 3314, 3349, 3358 and 3373; Senate Concurrent Resolution No. 3018; Assembly Nos. 8, 19, 22, 1491, 1623 and 1840, all with Senate committee amendments; and Assembly Nos. 21, 3213 and 3256 were taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet at the call of the President.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, June 28, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, June 30, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, July 2, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, July 5, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, July 7, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, July 9, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, July 12, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, July 14, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, July 16, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, July 19, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, July 21, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, July 23, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present. the Senate then adjourned.

THURSDAY, July 26, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, July 28, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, July 30, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, August 2, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Senator J. Hirkala.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 885 and 1095, both as amended pursuant to the recommendations of the Governor; Senate Nos. 455, 488, 650, 687, 1410, 1472, 1514, 3017, 3029, 3098, 3137, 3231,

3277, 3288, 3294, 3315, 3329 and 3330, which bills were ordered held for delivery to the Governor; and Senate Concurrent Resolutions Nos. 38 and 3025, which bills were ordered held for delivery to the Secretary of State.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Senate No. 685, with Assembly committee amendments, without reference.

Senate No. 1154, with Assembly committee amendments, without reference.

Senate No. 1274, with Assembly committee amendment, without reference.

Senate No. 1399, with Assembly amendments, without reference.

Senate No. 1408, with Assembly amendments, without reference.

Senate No. 3044, with Assembly committee amendments, without reference.

Senate No. 3111, with Assembly committee amendments, without reference.

Senate No. 3203, with Assembly amendments, without reference.

Senate No. 3300, with Assembly committee amendments, without reference.

Senate No. 525, with Assembly committee amendments, Revenue, Finance and Appropriations Committee.

Senate No. 630, with Assembly amendments, without reference.

Senate No. 1126, with Assembly amendments, without reference.

Senate No. 172, with Assembly committee amendments, without reference.

Senate No. 308, with Assembly committee amendments, without reference.

Senate No. 1134, with Assembly committee amendments, without reference.

Senate No. 1291, with Assembly committee amendments, without reference.

Senate No. 3028, with Assembly committee amendments, without reference.

Assembly No. 1535, Law, Public Safety and Defense Committee.

Assembly No. 1662, County and Municipal Government Committee.

Assembly Committee Substitute for Assembly No. 1694, County and Municipal Government Committee.

Assembly No. 1875, Revenue, Finance and Appropriations Committee.

Assembly Committee Substitute for Assembly No. 1877, County and Municipal Government Committee.

Assembly No. 1878, County and Municipal Government Committee.

Assembly No. 1887, Revenue, Finance and Appropriations Committee.

Assembly No. 3027, County and Municipal Government Committee.

Assembly No. 3263, Institutions, Health and Welfare Committee.

Assembly No. 3275, Energy and Environment Committee.

Assembly No. 3474, County and Municipal Government Committee.

Assembly No. 3493, Energy and Environment Committee.

Assembly No. 3504, County and Municipal Government Committee.

Assembly No. 264, Revenue, Finance and Appropriations Committee.

Assembly No. 1858, County and Municipal Government Committee.

Assembly No. 3401, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 3502, Energy and Environment Committee.

Assembly No. 3535, County and Municipal Government Committee.

Assembly No. 1131, Law, Public Safety and Defense Committee.

Assembly No. 1464, Labor, Industry and Professions Committee.

Assembly No. 1469, County and Municipal Government Committee.

Assembly No. 1626, Labor, Industry and Professions Committee.

Assembly No. 1701, Judiciary Committee.

Assembly No. 1897, County and Municipal Government Committee.

Assembly No. 3020, Institutions, Health and Welfare Committee.

Assembly No. 3170, County and Municipal Government Committee.

Assembly No. 3229, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 3305, Institutions, Health and Welfare Committee.

Assembly No. 3485, Judiciary Committee.

Assembly No. 10, Revenue, Finance and Appropriations Committee.

Assembly Committee Substitute for Assembly No. 48, Labor, Industry and Professions Committee.

Assembly No. 412, Labor, Industry and Professions Committee.

Assembly Committee Substitute for Assembly No. 654, Institutions, Health and Welfare Committee.

Assembly No. 826, Labor, Industry and Professions Committee.

Assembly No. 881, Education Committee.

Assembly No. 1439, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 1614, Law, Public Safety and Defense Committee.

Assembly No. 1698, without reference.

Assembly No. 1732, County and Municipal Government Committee.

Assembly No. 3069, Revenue, Finance and Appropriations Committee.

Assembly No. 3114, Law, Public Safety and Defense Committee.

Assembly No. 3115, Judiciary Committee.

Assembly No. 3119, Labor, Industry and Professions Committee.

Assembly No. 3139, County and Municipal Government Committee.

Assembly No. 3260, Education Committee.

Assembly No. 3262, Law, Public Safety and Defense Committee.

Assembly No. 3264, Judiciary Committee.

Assembly No. 3265, Law, Public Safety and Defense Committee.

Assembly No. 3266, Law, Public Safety and Defense Committee.

Assembly No. 3318, Revenue, Finance and Appropriations Committee.

Assembly No. 3321, County and Municipal Government Committee.

Assembly No. 3358, County and Municipal Government Committee.

Assembly No. 3362, Labor, Industry and Professions Committee.

Assembly No. 3444, Education Committee.

Assembly No. 3461, County and Municipal Government Committee.

Assembly No. 3476, Transportation and Communications Committee.

Assembly No. 3523, Judiciary Committee.

Assembly No. 3524, without reference.

Assembly No. 3525, Energy and Environment Committee.

Assembly No. 3526, Revenue, Finance and Appropriations Committee.

Assembly Concurrent Resolution No. 77, Revenue, Finance and Appropriations Committee.

Assembly Concurrent Resolution No. 3014, County and Municipal Government Committee.

Senate Nos. 172, 1274, 1408, 3111 and 3300, all with Assembly committee amendments; Senate Nos. 1399 and 3203, both with Assembly amendments; and Assembly Nos. 1698 and 3524 were taken up, read a second time, and ordered to a third reading.

The President announced receipt of and directed the Secretary to read 25 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be Judge of the Middlesex County Juvenile and Domestic Relations Court, Rosemary Karcher Reavey, of Sayreville, for the term prescribed by law.

To be Judge of the Middlesex County Juvenile and Domestic Relations Court, George J. Nicola, of Cranbury, for the term prescribed by law.

To be Judge of the Superior Court, Thomas S. O'Brien, of Ridgewood, for the term prescribed by law.

To be Judge of the Superior Court, Victor Friedman, of Moorestown, for the term prescribed by law.

To be Judge of the Superior Court, Irving I. Rubin, of Paterson, for the term prescribed by law.

To be Judge of the Superior Court, Martin J. Kole, of Fair Lawn, for the term prescribed by law.

To be Judge of the Superior Court, John E. Keefe, of Piscataway, for the term prescribed by law.

To be Judge of the Superior Court, Arthur J. Simpson, Jr., of Oradell, for the term prescribed by law.

To be a member of the Advisory Board on Carnival Amusement Ride Safety, Larry B. Cochran, of Toms River, to succeed Robert W. Freeman, resigned, for the term prescribed by law.

To be a member of the Banking Advisory Board, Joseph Trueman, of Paterson, to succeed Stephen R. Leone, for the term prescribed by law.

To be Commissioner, Department of Environmental Protection, Jerry Fitzgerald English, of Summit, to succeed Daniel J. O'Hern, resigned, for the term prescribed by law.

To be a member of the State Board of Mediation, Sanford Browde, of Livingston, to succeed himself, for the term prescribed by law.

To be a member of the Boat Regulation Commission, Edward T. DeChant, of Sparta, to succeed himself, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, David Barsky, of Wayne, to succeed Douglas Fogal, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, Richard Trifari, of Fort Lee, to succeed Marvin Ashner, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, Samuel Herzog, of Convent Station, to succeed himself, for the term prescribed by law.

To be a member of the Monmouth County Board of Taxation, John E. Westlake, of Rumson, to succeed Benjamin Gruber, for the term prescribed by law.

To be a member of the New Jersey Sports and Exposition Authority, William F. Hyland, of Convent Station, to succeed himself, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Richard J. Malinowski, of Salem, to succeed Walter J. Smith, resigned, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Clarence Mathis, of Little Egg Harbor Township, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Institutional Trustees, Josephine Underwood, of East Orange, to succeed Dr. Frank J. Hughes, for the term prescribed by law.

To be a member of the State Board of Mediation, Dr. Herbert A. Levine, of Highland Park, to succeed Rev. Dr. Stephen W. Findlay, for the term prescribed by law.

To be Superintendent of Elections, Essex County, Edward A. Downey, of Bloomfield, to succeed Joseph Aaronoff, for the term prescribed by law.

To be Monmouth County Superintendent of Elections, Allyn T. Heck, of Red Bank, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Walter G. Hitchner, of Bridgeton, to succeed Joel L. Schlesinger, resigned, for the term prescribed by law.

The following communication was received from the Governor:

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
August 2, 1979.

SENATE BILL No. 1501 (2nd OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I return Senate Bill No. 1501, with my objections, for reconsideration.

Senate Bill No. 1501 would amend the General Public Assistance Law to require municipal welfare directors to assign employable persons to perform public work, if such work is available, during the interim between the time such welfare director notifies the New Jersey Employment Service of an employable person in receipt of public assistance and the time the Employment Service assigns such person to a work site.

This bill also clarifies the types of work which may be assigned, the number of hours, and the recourse for individuals injured while performing public work.

Finally, the bill requires that all rules and regulations proposed by the State Departments of Labor and Industry

and Human Services to implement the act be filed with the Senate and General Assembly and the appropriate committees thereof, and that no such rule or regulation shall take effect if, within 60 days after transmittal, the Legislature passes a concurrent resolution stating that it does not favor such rule or regulation.

Although I support the substance of this bill, I am deeply concerned that the imposition of legislative review of each new rule and regulation which is proposed to aid in carrying out this newly expanded "workfare" program would substantially interfere with the effective implementation of the program. The publication requirements under the Administrative Procedure Act, P. L. 1968, c. 410 (C. 52:14B et seq.) provide sufficient notice and time for comment by concerned members of the Legislature. Furthermore, I find the imposition of such stringent legislative review of each proposed rule and regulation unnecessarily burdensome where such rules and regulations are promulgated merely in aid of a program rather than as the primary purpose of the legislation.

Accordingly, I respectfully recommend the following changes in Senate Bill No. 1501:

On Pages 3-4, Section 2, lines 1-18: Delete the section entirely.

On Page 4, Section 3, line 1: Delete "3.", insert "2.".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE
Attest: *Governor.*
/s/ ROBERT E. MULCAHY, III
Chief of Staff, Secretary

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate No. 1501 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate No. 1501, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate No. 1501, as amended pursuant to the recommendations of the Governor, was taken up, read a second time, and ordered to a third reading.

The following communication was received and filed:

The 1978 Annual Report of The Delaware River Basin Commission.

On motion of Mr. J. Russo Senate No. 977 was referred to the Revenue, Finance and Appropriations Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3378, by Messrs. Parker, Cafiero, Dorsey, Dodd, Perskie, Laskin, Friedland, Sheil, Vreeland and Hirkala, Energy and Environmental Committee.

Senate No. 3379, by Ms. Lipman, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3380, by Mr. Hagedorn, Revenue, Finance and Appropriations Committee.

Senate No. 3381, by Mr. Perskie, County and Municipal Government Committee.

Senate No. 3382, by Ms. Lipman and Mr. Parker, Revenue, Finance and Appropriations Committee.

Senate No. 3383, by Mr. Merlino, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3384, by Mr. Merlino, County and Municipal Government Committee.

Senate No. 3385, by Mr. J. Russo, Judiciary Committee.

Senate Concurrent Resolution No. 3029, by Mr. Hagedorn, Revenue, Finance and Appropriations Committee.

Senate Concurrent Resolution No. 3030, by Ms. Lipman, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 1378, 3370 and 3371; and Assembly Nos. 1858 and 3321.

The Judiciary Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 3485.

The Institutions, Health and Welfare Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 1110; and Assembly Nos. 1285 and 3255.

The Revenue, Finance and Appropriations Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3374.

The Energy and Environment Committee reported the following bills favorably without amendment:

Senate Nos. 3284 and 3376; and Assembly Nos. 480, 1526, 3525; Assembly Concurrent Resolution No. 76; and Assembly Joint Resolution No. 3003.

The Judiciary Committee reported the following bill favorably without amendment:

Assembly No. 3523.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Senate No. 3311; Assembly Nos. 1728, 3285, 3318, 3379 and 3526.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Senate No. 3381 and Assembly No. 3120.

The County and Municipal Government Committee reported the following bills without recommendation:

Assembly Nos. 1662 and 3504.

Senate Nos. 1110, 1378, 3370, 3371 and 3374 all as amended; Senate Nos. 3284, 3311, 3376 and 3381; Assembly Nos. 1285, 1858, 3255, 3321 and 3485 all with Senate com-

mittee amendments; Assembly Nos. 480, 1526, 1662, 1728, 3120, 3285, 3318, 3379, 3504, 3523, 3525 and 3526; Assembly Concurrent Resolution No. 76 and Assembly Joint Resolution No. 3003 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. J. Russo the Senate recessed for one-half hour.

The Senate reconvened and upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Dodd, Dumont, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

Senate No. 76, with Assembly committee amendments, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 172, with Assembly committee amendments, was given third reading.

On motion of Messrs. Dumont and Dodd that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala,

Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 896, with Assembly amendments was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1125, with Assembly amendments, was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 1274, with Assembly committee amendments, was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3300, with Assembly committee amendments, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 3307 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 3308 was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 3309 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—35.

In the negative—None.

Senate No. 3310 was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 3314 was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 3356 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1399, with Assembly amendments, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—34.

In the negative was—Dumont—1.

On motion of Mr. Greenberg Senate No. 3203, with Assembly amendments was placed back on second reading for the purpose of amendment and on motion the amendments were adopted.

Senate No. 3203, with Senate amendments to Assembly amendments, was given third reading.

On motion of Mr. Greenberg that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Friedland, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—26.

In the negative were—

Gagliano, Hagedorn, Kennedy, Laskin—4.

Senate No. 3111, with Assembly committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Senate No. 1408, with Assembly committee amendments, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dumont, Dwyer, Errichetti, Foran, Friedland, Graves, Gregorio, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—27.

In the negative were—

Hagedorn, Kennedy, Laskin—3.

Assembly No. 3284, with Senate committee amendments, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Errichetti, Ewing, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—32.

In the negative—None.

On motion of Mr. Yates Assembly No. 3524 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Yates—25.

In the negative—None.

Assembly No. 3524, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Bedell Senate No. 1273 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Wallwork—26.

In the negative—None.

Senate No. 1273, as amended, was taken up, read a second time, and ordered to a third reading.

The Judiciary Committee reported the following nominations favorably:

To be Commissioner of the Department of Environmental Protection, Jerry Fitzgerald English, of Summit, to succeed Daniel J. O'Hern, of Red Bank, resigned, for the term prescribed by law.

To be Judge of the Superior Court, Victor Friedman, of Moorestown, for the term prescribed by law.

To be Judge of the Superior Court, Irving I. Rubin, of Paterson, for the term prescribed by law.

To be Judge of the Superior Court, Arthur J. Simpson, Jr., of Oradell, for the term prescribed by law.

To be Judge of the Superior Court, Thomas S. O'Brien, of Ridgewood, for the term prescribed by law.

To be Judge of the Superior Court, Martin J. Kole, of Fair Lawn, for the term prescribed by law.

To be Judge of the Middlesex County Juvenile and Domestic Relations Court, George J. Nicola, of Cranbury, for the term prescribed by law.

To be a member of the Motion Picture and Television Development Commission, Celeste Holm, of Port Murray, to succeed herself, for the term prescribed by law.

To be a member of the Technical Advisory Board, Leonard P. Prusak, of Mountainside, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, William DeRitter, of Glen Rock, for the term prescribed by law.

To be a member of the Tourism Advisory Council, Edmund Zukowski, of Newton, to succeed Louise Friedman, of Clifton, for the term prescribed by law.

To be a member of the Economic Development Council, Edward J. Lenihan, of Nutley, to succeed himself, for the term prescribed by law.

To be a member of the Board of Mediation, Michele B. Rosen, of Toms River, to succeed Barbara W. Steele, of Toms River, for the term prescribed by law.

To be a member of the New Jersey State Lottery Commission, Jerome Seiden, of West Orange, to succeed himself, for the term prescribed by law.

To be a member of the Technical Advisory Board, Malcolm G. McLaren, of Milford, for the term prescribed by law.

To be a member of the Public Trustees, Rutgers, The State University, Martin Jelin, of South Orange, to succeed George Shay, of Somerville, for the term prescribed by law.

To be a member of the Economic Development Council, James Grogan, of Belleville, to succeed himself, for the term prescribed by law.

To be Superintendent of Elections, Essex County, Edward A. Downey, of Bloomfield, to succeed Joseph Aaronoff, of Irvington, for the term prescribed by law.

To be Commissioner of the Passaic Valley Sewage Commission, Vincent Corrado, of Newark, for the term prescribed by law.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, August 4, at 10 a.m., and that when it then adjourn it be to meet on Monday, August 6, 1979 at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, August 4, 1979.

The Senate met at 10 a.m.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, August 6, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Msgr. Ardos, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—34.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary read the following:

MARTIN L. GREENBERG
Senator, 28th District
100 Evergreen Place
East Orange, New Jersey 07018
201-673-8200

August 6, 1979.

Honorable Joseph P. Merlino
President of the Senate
State House
Trenton, New Jersey 08625

Dear Joe:

It is with sincere regret that I advise you of my resignation as Senator from the 28th Legislative District effective August 16, 1979.

The almost full-time requirements for the effective discharge of the duties of that office, quite aside from those resulting from my position as chairman of the Judiciary Committee, have been ever-increasing since I first assumed office in 1974 and are now placing an unreasonable burden on my law partners and my family.

My law firm is in the process of expanding and will require greater attention on my part. These additional demands on my time together with the increasing requirements of Senate duties make my continued Senate service a practical impossibility unless I sharply curtail the time I devote there. I cannot in good conscience do that. I would not want to remain in the Senate without giving it the full measure of time it requires and deserves.

Having most regretfully reached the decision to resign, I have selected this point in time to announce it since my replacement can be selected in the up-coming legislative election with the least disruption to my constituents and my colleagues.

I humbly acknowledge a most sincere debt of gratitude to my colleagues who have shared with me their hopes and their efforts to achieve the common good. I will miss the Senate and my good friends and associates there and will always cherish the unique opportunity to have served in such a distinguished body among such dedicated people.

Sincerely,

MARTIN L. GREENBERG

Mr. J. Russo moved that the letter be spread in full upon the journal, which motion was adopted.

The Judiciary Committee reported the following nomination favorably:

To be a member of the New Jersey Sports and Exposition Authority, William F. Hyland, of Convent Station, to succeed himself, for the term prescribed by law.

On motion of Mr. Greenberg that the Senate do declare the confirmation of the above nominee to be an emergency matter, the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Erichetti, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—34.

In the negative—None.

Upon the question "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—36.

In the negative—None.

The above nomination was declared unanimously confirmed.

On motion of Mr. Greenberg, the following nomination was taken up:

To be Commissioner, Department of Environmental Protection, Jerry Fitzgerald English, of Summit, to succeed Daniel J. O'Hern, resigned, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—35.

In the negative was—Wallwork—1.

On motion of Mr. Greenberg, the following nominations were taken up:

To be Judge of the Superior Court, Victor Friedman, of Moorestown, for the term prescribed by law.

To be Judge of the Superior Court, Irving I. Rubin, of Paterson, for the term prescribed by law.

To be Judge of the Superior Court, Arthur J. Simpson, Jr., of Oradell, for the term prescribed by law.

To be Judge of the Superior Court, Thomas S. O'Brien, of Ridgewood, for the term prescribed by law.

To be Judge of the Superior Court, Martin J. Kole, of Fair Lawn, for the term prescribed by law.

To be Judge of the Middlesex County Juvenile and Domestic Relations Court, George J. Nicola, of Cranbury, for the term prescribed by law.

To be a member of the Motion Picture and Television Development Commission, Celeste Holm, of Port Murray, to succeed herself, for the term prescribed by law.

To be a member of the Technical Advisory Board, Leonard P. Prusak, of Mountainside, for the term prescribed by law.

To be a member of the New Jersey Cemetery Board, William DeRitter, of Whiting, for the term prescribed by law.

To be a member of the Tourism Advisory Council, Edmund Zukowski, of Newton, to succeed Louise Friedman, for the term prescribed by law.

To be a member of the Technical Advisory Board, Malcolm G. McLaren, of Milford, for the term prescribed by law.

To be Judge of the Superior Court, Philip M. Freedman, of Montclair, for the term prescribed by law.

To be a member of the State Lottery Commission, Jerome Seiden, of West Orange, to succeed himself, for the term prescribed by law.

To be a member of the Public Trustees, Rutgers, The State University, Martin Jelin, of South Orange, to succeed George Shay, for the term prescribed by law.

To be a member of the Economic Development Council, James Grogan, of Belleville, to succeed himself, for the term prescribed by law.

To be a member of the Passaic Valley Sewerage Commission, Vincent Corrado, of Newark, to succeed Michael Giuliano, resigned, for the term prescribed by law.

To be a member of the Economic Development Council, Edward J. Lenihan, of Nutley, to succeed himself, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—35.

In the negative—None.

The above nominations were declared unanimously confirmed.

Mr. J. Russo moved to place the Senate under call, which motion was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Errichetti, Ewing, Feldman, Greenberg, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Wallwork, Yates—25.

In the negative were—

Foran, Graves, Kennedy, Zane—4.

Senate No. 1154, with Assembly committee amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—32.

In the negative were—

Dumont, Herbert—2.

Mr. Graves moved to concur in the Assembly amendments to Senate No. 1126, with Senate amendments, pursuant to Senate Rule 131.

Senate No. 1126, with Senate amendments to the Assembly amendments, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Errichetti, Ewing, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—30.

In the negative was—Dumont—1.

The Revenue, Finance and Appropriations Committee reported the following bill favorably without amendment:

Senate No. 525, with Assembly committee amendments.

The Education Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 263.

The Judiciary Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 439, 810 and 3262; Assembly No. 762.

The Labor, Industry and Professions Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 1247, 3273 and 3286.

The Labor, Industry and Professions Committee reported the following bills favorably without amendment:

Senate Nos. 3220 and 3270; Assembly No. 3370.

The Judiciary Committee reported the following bills favorably without amendment:

Senate Nos. 1454 and 1507; Assembly Nos. 1867 and 3062.

Senate Nos. 439, 810, 1247, 3262, 3273 and 3286, all as amended; Senate No. 525, with Assembly committee amendments; Senate Nos. 1454, 1507, 3220 and 3270; Assembly Nos. 263 and 762, both with Senate committee amendments; and Assembly Nos. 1867, 3062 and 3370 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. J. Russo the Senate recessed for one-half hour.

The Senate reconvened and upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—34.

Assembly No. 3318 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Dodd, Dorsey, Errichetti, Feldman, Gagliano, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—26.

In the negative were—

> Cafiero, Dumont, Ewing, Foran, Graves, Perskie—6.

Mr. Feldman assumed the duties of the chair.

Mr. Laskin moved to place Assembly No. 3526 back on second reading for the purpose of amendment, which motion lost by the following vote:

In the affirmative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Vreeland, Wallwork —11.

In the negative were—

Bedell, Dodd, Errichetti, Feldman, Graves, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Yates —20.

Mr. Merlino resumed the duties of the Chair.

Assembly No. 3526 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Errichetti, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—29.

In the negative were—

Dumont, Ewing, Perskie, Wallwork—4.

Mr. Foran offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3370 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie,

Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—35.

In the negative—None.

Assembly No. 1698 was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dorsey, Errichetti, Ewing, Feldman, Foran, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates—24.

In the negative were—

Bedell, Cafiero, Dumont, Gagliano, Hagedorn, Laskin, Musto, Wallwork—8.

Assembly No. 3524, with Senate amendments, was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Feldman, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Yates—22.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Laskin, Wallwork—9.

Assembly No. 3525 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa,

Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—34.

In the negative—None.

Mr. Feldman assumed the duties of the chair.

Senate No. 1501, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—34.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Assembly No. 63, with Senate committee amendments, was taken up.

On motion of Mr. Dodd, Assembly No. 63, with Senate committee amendments, was laid over by the following vote:

In the affirmative were—

Dodd, Dorsey, Errichetti, Gagliano, Hamilton, Herbert, Merlino (President), Musto, Rodgers, Sheil, Skevin, Vreeland, Wallwork, Yates—14.

In the negative were—

Ewing, Perskie, J. Russo—3.

Assembly No. 536, with Senate amendments, was given third reading.

On motion of Mr. Musto that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Graves, Greenberg, Gre-

gorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—32.

In the negative—None.

Assembly No. 3504 was given third reading.

On motion of Mr. Vreeland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—32.

In the negative—None.

Assembly No. 726 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—33.

In the negative—None.

A motion by Mr. Wallwork to table Assembly No. 3485, with Senate committee amendments, was lost.

Assembly No. 3485, with Senate committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Errichetti, Feldman, Graves, Gregorio, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Yates —21.

In the negative were—

Dorsey, Dumont, Ewing, Gagliano, Hagedorn, Laskin, Vreeland, Wallwork—8.

Senate No. 1273, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Vreeland, Yates —31.

In the negative was—Wallwork—1.

Senate No. 1291, with Assembly committee amendments, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Errichetti, Feldman, Foran, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates—26.

In the negative were—

Dorsey, Ewing, Hagedorn, Laskin, Wallwork—5.

Assembly No. 3213 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—32.

In the negative—None.

Assembly No. 3256 was given third reading.

On motion of Mr. Musto that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates—29.

In the negative was—Perskie—1.

Senate No. 3244, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dumont, Errichetti, Ewing, Feldman, Foran, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—29.

In the negative—None.

Mr. Feldman assumed the duties of the chair.

Senate No. 3324 was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dumont, Errichetti, Feldman, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin—22.

In the negative were—

Dorsey, Ewing, Gagliano, Hagedorn, Kennedy, Laskin, Wallwork—7.

Mr. Merlino resumed the duties of the chair.

On motion of Mr. J. Russo, Senate Rule 123b was suspended.

Senate No. 308, with Assembly committee amendments, was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—31.

In the negative—None.

Senate No. 685, with Assembly committee amendments, was given third reading.

On motion of Ms. Lipman and Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Musto, Orechio, Perskie,

Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—30.

In the negative—None.

Senate No. 1134, with Assembly committee amendments, was given third reading.

On motion of Mr. Errichetti that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—34.

In the negative—None.

Senate No. 1370, with Assembly amendments, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—32.

In the negative—None.

Senate No. 1419, as amended, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio,

Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—30.

In the negative—None.

Senate No. 3044, with Assembly committee amendments, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—31.

In the negative—None.

Mr. Feldman assumed the duties of the chair.

Senate No. 3224, as amended, was given third reading.

On motion of Messrs. Merlino and J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—32.

In the negative—None.

Mr. Merlino resumed the duties of the chair.

Senate No. 3268 was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg,

Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—33.

In the negative—None.

Senate No. 3274 was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—32.

In the negative—None.

Senate No. 3349 was given third reading.

On motion of Mr. J. Russo for Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—31.

In the negative—None.

Senate No. 3373 was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy,

Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates —31.

In the negative—None.

Assembly No. 1662 was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—30.

In the negative was—Perskie—1.

Mr. Graves offered the following resolution, which was read and adopted by voice vote:

Be It Resolved by the Senate (the General Assembly concurring) that Senate No. 3175 be returned to the Senate for further consideration and substitution by Assembly No. 3285 with which it is identical.

Mr. Graves offered the following resolution, which was read and adopted by the following vote:

Resolved by the Senate that the vote by which the Senate passed Senate No. 3175 be reconsidered in order that Assembly No. 3285, identical therewith, may be substituted therefor.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Yates —31.

In the negative—None.

Mr. Graves offered the following resolution, which was read and adopted by voice vote:

Resolved, That pursuant to Senate Rule 119, Assembly No. 3285, with which it is identical, be substituted for Senate No. 3175 and that Messrs. Graves, J. Russo and Skevin be added as cosponsors of Assembly No. 3285.

Assembly No. 3285 substituted for Senate No. 3175 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Greenberg, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—32.

In the negative—None.

Assembly No. 3321, with Senate committee amendments, was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—30.

In the negative—None.

Assembly No. 3523 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dumont, Ewing, Feldman, Foran, Gagliano, Greenberg, Gregorio, Hagedorn, Hamil-

ton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino, (President), Musto, Orechio, Perskie, Rodgers, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—27.

In the negative—None.

Assembly No. 3379 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—29.

In the negative—None.

Assembly No. 3370 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—28.

In the negative was—Laskin—1.

Assembly No. 1623, with Senate committee amendments, was taken up.

On motion of Mr. Bedell Assembly No. 1623, with Senate committee amendments, was laid over by the following vote:

In the affirmative were—

Bedell, Gagliano, Greenberg, Gregorio, Herbert, Lipman, Merlino (President), Musto, Orechio, A. Russo—10.

In the negative were—

Cafiero, Dodd, Ewing, Foran, Hagedorn, Kennedy, Laskin, Vreeland, Yates—9.

On motion of Mr. J. Russo Senate No. 3376 was recommitted to the Energy and Environment Committee.

The Law, Public Safety and Defense Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 3090 and 3377; Assembly No. 3144.

The Law, Public Safety and Defense Committee reported the following bill favorably without amendment:

Senate No. 3101.

Senate Nos. 3090 and 3377, both as amended; Senate No. 3101; and Assembly No. 3144, with Senate committee amendments, were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hagedorn, Mr. Rodgers was added as cosponsor of Senate No. 403.

On motion of Mr. Hagedorn, Mr. A. Russo was added as cosponsor of Senate Concurrent Resolution No. 26.

The following bills were read for the first time by their titles and referred to committees as indicated:

Senate No. 3386, by Mr. A. Russo, Law, Public Safety and Defense Committee.

Senate No. 3388, by Messrs. A. Russo and Gregorio, Education Committee.

Senate No. 3389, by Mr. Laskin, Energy and Environment Committee.

Senate No. 3390, by Mr. Foran, Institutions, Health and Welfare Committee.

Senate No. 3391, by Messrs. Hagedorn and A. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3392, by Messrs. Musto and Rodgers, Transportation and Communications Committee.

Senate No. 3393, by Mr. Musto, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3394, by Ms. Lipman, Revenue, Finance and Appropriations Committee.

Senate No. 3395, by Messrs. Bedell, Graves and J. Russo, Energy and Environment Committee.

Senate No. 3396, by Mr. Yates, Labor, Industry and Professions Committee.

Senate No. 3397, by Mr. Yates, Law, Public Safety and Defense Committee.

Senate No. 3398, by Mr. Yates, Energy and Environment Committee.

Senate No. 3399, by Mr. Yates, Energy and Environment Committee.

Senate No. 3400, by Mr. Yates, Energy and Environment Committee.

Senate No. 3401, by Messrs. Herbert, Scardino, Skevin and Feldman, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3402, by Mr. Maressa, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3403, by Mr. Feldman, County and Municipal Government Committee.

Senate No. 3404, by Messrs. Hamilton, Dwyer and Weiss, Revenue, Finance and Appropriations Committee.

Senate No. 3405, by Mr. Orechio, County and Municipal Government Committee.

Senate No. 3406, by Mr. Dumont, Education Committee.

Senate No. 3407, by Messrs. Hamilton, Dwyer, Weiss, Ms. Lipman, Messrs. Gregorio, Herbert, Feldman, Zane, Yates, Gagliano and Vreeland, Labor, Industry and Professions Committee.

Senate No. 3408, by Messrs. Cafiero and Merlino, County and Municipal Government Committee.

Senate No. 3409, by Messrs. Gregorio and Merlino, County and Municipal Government Committee.

Senate No. 3410, by Messrs. Musto, Sheil, Rodgers, Friedland and Merlino, County and Municipal Government Committee.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet at the call of the President.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, August 9, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, August 11, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, August 13, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, August 16, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, August 18, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, August 20, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, August 23, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, August 25, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, August 27, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, August 30, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, September 1, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

TUESDAY, September 4, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, September 6, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, September 8, 1979.

In the absence of the President, Mr. Deverin took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. Deverin—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, September 10, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Farre of Trenton, N. J.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 1074, 1126, 3203, 3304 and 3313, which bills were ordered held for delivery to the Governor.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 912, Energy and Environment Committee.

Assembly No. 978, County and Municipal Government Committee.

Assembly No. 1471, County and Municipal Government Committee.

Assembly Committee Substitute for Assembly No. 1755, County and Municipal Government Committee.

Assembly No. 3075, Institutions, Health and Welfare Committee.

Assembly No. 3233, Revenue, Finance and Appropriations Committee.

Assembly No. 3258, County and Municipal Government Committee.

Assembly No. 3485, Judiciary Committee.

Assembly No. 3573, Education Committee.

Assembly No. 3585, Education Committee.

Assembly No. 3591, County and Municipal Government Committee.

Assembly No. 3601, without reference.

Assembly No. 3602, without reference.

Senate No. 181, with Assembly committee amendments, without reference.

Senate No. 3043, with Assembly committee amendments, without reference.

Assembly Nos. 3601 and 3602 were taken up, read a second time, and ordered to a third reading.

The Education Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 3260.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 3401.

The Education Committee reported the following bill favorably without amendment:

Senate No. 3406.

The County and Municipal Government Committee reported the following bill favorably without amendment:

Senate No. 3405.

Senate Nos. 3405 and 3406; and Assembly Nos. 3260 and 3401, both with Senate committee amendments, were taken up, read a second time, and ordered to a third reading.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Tax Court, John F. Evers, of Wayne, for five years, as prescribed by law.

To be a member of the Public Trustees, Rutgers, The State University, Anthony B. Petrongolo, of Haddon Heights, to succeed himself, for the term prescribed by law.

To be a Member of the Hotel and Multiple Dwelling Health and Safety Board, David Barsky, of Wayne, to succeed Douglas Fogal, of Ocean Grove, for the term prescribed by law.

To be a Member of the Advisory Board on Carnival Amusement Ride Safety, Larry B. Cochran, of Toms River, to succeed Robert W. Freeman, of Toms River, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Walter G. Hitchner, of Bridgeton, to succeed Joel L. Schlesinger, of West Orange, resigned, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Clarence Mathis, of Little Egg Harbor Township, to succeed himself, for the term prescribed by law.

To be a member of the Banking Advisory Board, Joseph Trueman, of Paterson, to succeed Stephen R. Leone, of Bricktown, for the term prescribed by law.

To be a member of the Technical Advisory Board, Henry T. Blekicki, of Convent Station, for the term prescribed by law.

To be a member of the Monmouth County Board of Taxation, John E. Westlake, of Rumson, to succeed Benjamin Gruber, of Highlands, for the term prescribed by law.

To be a member of the New Jersey Highway Authority, Judd S. Levy, of Livingston, to succeed Robert J. Jablonski, of Clifton, for the term prescribed by law.

On motion of Mr. Musto that the Senate do declare the confirmation of the above nominations to be an emergency matter, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagli-

ano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

On motion of Mr. Musto, the above nominations were taken up and the following nominations were also taken up:

To be a member of the Board of Mediation, Michele B. Rosen, of Toms River, to succeed Barbara W. Steele, for the term prescribed by law.

To be Superintendent of Elections, Essex County, Edward A. Downey, of Bloomfield, to succeed Joseph Aaronoff, for the term prescribed by law.

Upon the question, "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

The above nominations were declared unanimously confirmed.

Mr. J. Russo offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3260, with Senate committee amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman,

Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Mr. J. Russo offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3601 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Mr. J. Russo offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3602 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative was—Dumont—1.

Mr. J. Russo offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 3405 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

The Law, Public Safety and Defense Committee reported the following bill favorably without amendment:

Assembly No. 3265.

Mr. J. Russo offered the following resolution, which was read and adopted:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assemly No. 3265 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Mr. J. Russo offered the following resolution, which was read and adopted:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 3406 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

On motion of Mr. Bedell, Senate No. 3285, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3285, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Ms. Lipman Senate No. 3101 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie,

Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates—28.

In the negative—None.

Senate No. 3101, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Bedell Assembly No. 1623, with Senate committee amendments, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 1623, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

Senate No. 1068, as amended, was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dwyer, Errichetti, Feldman, Friedland, Gregorio, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates, Zane—24.

In the negative were—

Dorsey, Dumont, Gagliano, Hagedorn, Kennedy, Vreeland, Wallwork—7.

Assembly No. 3601 was given third reading by emergency resolution.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Assembly No. 3602 was given third reading by emergency resolution.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative were—

Cafiero, Dumont, Ewing, Parker—4.

Assembly No. 3260, with Senate committee amendments, was given third reading by emergency resolution.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 263, with Senate committee amendments, was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative was—Laskin—1.

Senate No. 3381 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, J. Russo, Sheil, Skevin, Weiss, Yates, Zane—22.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, Vreeland, Wallwork—12.

Senate No. 3406 was given third reading by emergency resolution.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker,

Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 181, with Assembly committee amendments, was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 439 was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 525, with Assembly committee amendments, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves,

Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Maressa, Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 799 was given third reading.

On motion of Mr. Wallwork that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

On motion of Mr. Feldman Assembly No. 21 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative—None.

Assembly No. 21, with Senate committee amendment, was taken up, read a second time, and ordered to a third reading.

Senate No. 1247, as amended, was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—34.

In the negative—None.

Senate No. 1453, as amended, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3028, with Assembly committee amendments, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Senate No. 3043, with Assembly committee amendments, was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3104, as amended, was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Senate No. 3248, as amended, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio,

Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3332 was given third reading.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Mr. Bedell offered the following resolution which lost by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 1623, with further Senate amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Zane—26.

In the negative—None.

Senate No. 3333 was given third reading.

On motion of Mr. Rodgers that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland,

Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3335 was given third reading.

On motion of Mr. Kennedy that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —37.

In the negative—None.

Senate No. 3336 was given third reading.

On motion of Mr. Hirkala that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3338 was given third reading.

On motion of Mr. Vreeland that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gre-

gorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3340 was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 1378, as amended, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3405 was given third reading by emergency resolution.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland,

Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3358 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

On motion of Mr. J. Russo Senate Rule 123b was suspended by the following vote:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 8, with Senate committee amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland,

Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 22, with Senate committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 480, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Friedland, Gagliano, Graves, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 779 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 1491, with Senate committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 1526 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—31.

In the negative—None.

Assembly No. 3120 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

On motion of Mr. Dodd Senate No. 3284 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3284, as amended, was taken up, read a second time, and ordered to a third reading.

Assembly No. 3265 was given third reading by emergency resolution.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dorsey, Dwyer, Errichetti, Ewing, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—30.

In the negative was—Dumont—1.

Mr. Bedell offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3401, with Senate committee amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 3401, with Senate committee amendments, was given third reading by emergency resolution.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 1323, with Senate committee amendments, was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Ken-

nedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

On motion of Mr. Dorsey Senate No. 3344 was withdrawn from the files.

Mr. Feldman assumed the duties of the Chair.

On motion of Mr. Merlino Assembly No. 3444 was transferred to the Revenue, Finance and Appropriations Committee.

Mr. Merlino resumed the duties of the Chair.

On motion of Mr. J. Russo Assembly No. 3255, with Senate committee amendments, was referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. Bedell Senate Nos. 540, 1145, 1300, 3083 and 3147 were withdrawn from the files.

The President announced receipt of and directed the Secretary to read 29 letters from the Governor, nominating for appointment, with the advice and consent of the Senate to the offices indicated, the following:

To be a member of the Developmental Disabilities Council, Ronald E. Bowers, of Woodbury, to succeed Colleen Belisle, resigned, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Dr. Lawrence T. Taft, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Lorine C. Fargo, of Edison, to succeed Sylvia Herz, Ph.D., for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Dennis Gene Nelson, of Mount Holly, to succeed Dorothy Dugan, resigned, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Paul M. Leeds, of Oakhurst, to succeed himself, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Elizabeth Jackson, of Paterson, to succeed S. Louis Belli, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Lisa Marie Firgau, of Highland Park, to succeed Marvin Mills, resigned, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Martha Jamieson Crowley, of Lawrenceville, to succeed herself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Clive S. Cummis, of West Orange, to succeed Jacob Oxman, D.D.S., for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Dr. Franklin Patrick Gerard, of Glen Ridge, to succeed himself, for the term prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Robert N. Wilentz, of Perth Amboy, to succeed Richard J. Hughes, for the term prescribed by law.

To be a member of the Local Finance Board, Sheldon Blum, of Elmwood Park, to succeed Barbara Werber, for the term prescribed by law.

To be a member of the State Museum Advisory Council, Mary G. Roebling, of Trenton, for the term prescribed by law.

To be a member of the State Museum Advisory Council, Walter F. Gips, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the Public Health Council, Joan Goldstein, of Princeton, to succeed Mrs. J. Duncan Pitney, for the term prescribed by law.

To be a member of the State Library Advisory Council, Betty M. Deeny, of Cape May Court House, to succeed Helen Ellzey, resigned, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Milan E. Johnson, of

Holmdel, to succeed John K. Kittridge, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Dr. Herbert Holmes, of South Orange, to succeed himself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Philip C. Muccilli, of Edison, to succeed himself, for the term prescribed by law.

To be a member of the State Mosquito Control Commission, Ted Czech, of Marlboro, to succeed himself, for the term prescribed by law.

To be a member of the State Mosquito Control Commission, James S. Gaspari, of North Brunswick, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Engineers and Land Surveyors, Edward A. Taratko, Jr., of Morristown, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Engineers and Land Surveyors, Robert C. Kirkpatrick, Jr., of Somerville, to succeed Frank Cannizzaro, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, Mrs. Connie M. Pascale, of Toms River, to succeed Herbert A. Levine, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Stephen E. Potter, of New Gretna, for the term prescribed by law.

To be a member of the Violent Crimes Compensation Board, John Koribanics, of Clifton, to succeed Carl Jahnke, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Robert A. Nulman, of Clinton, to succeed John Lawton, for the term prescribed by law.

To be a member of the State Council on the Arts, Carol Anderson Friedland, of Jersey City, to succeed herself, for the term prescribed by law.

To be a member of the Tourism Advisory Council, Arleen Polito, of Jackson, to succeed Jack Savage, resigned, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 1104 and Assembly No. 3229.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3157.

The Education Committee reported the following bill favorably by committee substitute:

Senate No. 3181.

The Education Committee reported the following bill favorably with amendment and on motion of the chairman the amendments were adopted:

Senate No. 3319.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment and on motion of the chairman the amendments were adopted:

Senate No. 517.

The Judiciary Committee reported the following bill favorably with amendment and on motion of the chairman the amendments were adopted:

Senate No. 3169.

The Judiciary Committee reported the following bills favorably without amendment:

Assembly Nos. 159, 232 and 1394.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably without amendment:

Senate Nos. 3383 and 3401; Assembly Nos. 227 and 3281.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Assembly Nos. 3262 and 3266.

The Labor, Industry and Professions Committee reported the following bills favorably without amendment:

Senate Nos. 792 and 1447; Assembly Nos. 1780, 3119, 3174 and 3362.

The Education Committee reported the following bill favorably without amendment:

Assembly No. 881.

The Education Committee reported the following bill without recommendation:

Senate No. 3173.

Senate Nos. 517, 1104, 3157, 3169 and 3319, all as amended; Senate Committee Substitute for Senate No. 3181; Senate Nos. 792, 1447, 3173, 3383 and 3401; Assembly No. 3229, with Senate committee amendments; Assembly Nos. 159, 227, 232, 881, 1394, 1780, 3119, 3174, 3262, 3266, 3281 and 3362 were taken up, read a second time, and ordered to a third reading.

The following communications were received from the Governor:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
September 10, 1979.

SENATE BILL NO. 19 (*Official Copy Reprint*)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 19 (Official Copy Reprint), with my objections, for reconsideration.

This bill would authorize the director of the Division of Motor Vehicles to issue permits allowing the authorized vehicles of licensed private detective agencies, which are under contractual agreement to provide community services, to be equipped with and to display a special identification light. The issuance of these permits must also be approved by the chief law enforcement official in the municipality in which such a permit is used. The permit would specify,

among other details, the conditions under which the operator of the vehicle may drive or move the vehicle when the light is in use. The director would charge a $25 fee for the issuance of each permit.

As indicated in the Senate Law, Public Safety and Defense Committee Statement to Senate Bill No. 19, this bill is intended to apply in planned developments which hire an agency to handle their security. It is, therefore, my recommendation that the scope of this bill be specifically limited in its application. In addition, these special identification lights should be a color other than red, the color used by our public police, fire and ambulance vehicles.

Accordingly, I herewith return Senate Bill No. 19 for reconsideration and with the recommendation that it be amended as follows:

Page 1, Section 1, Line 2A: After "services" insert "in planned developments as defined in the "Municipal Land Use Law" P. L. 1975, c. 291 (C. 40:55D–1 et seq.),".

Page 1, Section 1, Line 3C: After "type" delete "and color" and after "of" delete the word "the".

Page 1, Section 1, Line 6: After "use." insert "The permit shall also specify the color of the light, which shall be other than red.".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ HAROLD L. HODES,
Acting Chief of Staff.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
September 10, 1979.

SENATE BILL NO. 1410 (*Official Copy Reprint*)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 1410 (Official Copy Reprint), with my objection, for reconsideration.

This bill would permit New Jersey licensed real estate brokers to pay referral fees or commissions to licensed

brokers in other states. The bill also permits the out of state brokers to maintain actions for such payments in this State.

While I support the concept of the legislation, I am concerned that the bill could be interpreted to permit the out of state broker to sue the New Jersey broker's customer for the referral fee owed by the New Jersey broker. The right of suit should be limited to suit against the New Jersey broker.

Accordingly, I herewith return Senate Bill No. 1410 (Official Copy Reprint) for reconsideration and recommend that it be amended as follows:

Page 2, section 1, line 56—After "State", insert "against a duly licensed real estate broker of this State".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ HAROLD L. HODES,
Acting Chief of Staff, Executive Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
September 10, 1979.

SENATE BILL No. 1205 (*Official Copy Reprint*)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I am returning Senate Bill No. 1205 (Third Official Copy Reprint), with my objections, for reconsideration.

This bill would make three significant changes in the appointment of members to the New Jersey Board of Nursing. First of all, the bill would change the composition of the Board by adding three additional registered nurses, one additional licensed practical nurse and one additional public member. Secondly, the bill would eliminate the current baccalaureate and executive or teaching experience requirements in order to qualify for appointment to the Board. Finally, the bill would require the Governor to make the appointments with the advice and consent of the Senate.

I find the requirement that the Governor's authority to appoint the members of the Board of Nursing be subject to the advice and consent of the Senate objectionable. Current law authorizes the Governor to appoint the members of the Board of Nursing without the advice and consent of the Senate. Of the twenty-two existing boards and commissions, only five have advice and consent requirements and four of these are boards with quasi-public functions in certifying documents. Only independent positions should be subject to Senate advice and consent. The functions of the Board of Nursing are essentially advisory.

Accordingly, I am returning Senate Bill No. 1205 for reconsideration with the recommendation that it be amended as follows:

Page 1, Section 2(a), lines 11-12: after "Governor" delete "with the advice and consent of the Senate".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ ROBERT E. MULCAHY, III,
Chief of Staff, Secretary.

On motion of Mr. J. Russo the communications were spread in full upon the journal.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3411, by Mr. A. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3412, by Messrs. Hamilton and Dumont, Law, Public Safety and Defense Committee.

Senate No. 3413, by Mr. Perskie, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3414, by Messrs. Dwyer, Hamilton, Weiss, Gregorio and Errichetti, Education Committee.

Senate No. 3415, by Ms. Lipman, Messrs. Feldman, Yates, Errichetti, Rodgers, Orechio, Graves, Bedell, Ewing, Dumont, Friedland and Merlino, Education Committee.

Senate No. 3416, by Ms. Lipman and Mr. Yates, Education Committee.

Senate No. 3417, by Mr. Merlino, Energy and Environment Committee.

Senate No. 3418, by Mr. Merlino, Energy and Environment Committee

Senate No. 3419, by Messrs. Hagedorn, Foran, Vreeland, Wallwork, Ewing, Dorsey, Laskin, Gagliano, Kennedy, Parker and Cafiero, Energy and Environment Committee.

Senate No.3420, by Ms. Lipman, Messrs. Yates, Herbert, Graves, A. Russo and Perskie, Law, Public Safety and Defense Committee.

Senate No. 3421, by Ms. Lipman, Messrs. A. Russo, Foran, Orechio and Bedell, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3422, by Messrs. Hagedorn, Vreeland, Dorsey and Cafiero, Law, Public Safety and Defense Committee.

Mr. Bedell offered the following resolution, which was lost by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly Bill No. 1623, with further Senate amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Dumont, Dwyer, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Skevin, Weiss—22.

In the negative were—

Cafiero, Dodd—2.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet at the call of the President.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, September 13, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, September 15, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, September 17, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, September 20, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, September 22, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, September 24, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, September 27, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, September 29, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, October 1, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, October 4, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, October 6, 1970.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, October 8, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, October 11, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, October 13, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, October 15, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, October 18, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, October 20, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, October 22, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, October 25, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, October 27, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, October 29, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, November 1, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, November 3, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, November 5, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, November 8, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, November 10, 1979.

In the absence of the President, Mr. J. Russo took the Chair, as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

TUESDAY, November 13, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Farre, Trenton, N. J.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Cafiero, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary then read the following certificates of election:

CERTIFICATE OF ELECTION

The Board of State Canvassers

Hereby determines that at a Special General Election held in the said State on the sixth day of November in the year of our Lord one thousand nine hundred and seventy-nine

JOHN P. CAUFIELD

was duly elected a member of the State Senate to fill a vacancy in the Twenty-eighth Legislative District to represent the State of New Jersey in the One hundred and Ninety-eighth Legislature of New Jersey.

In Testimony Whereof, are hereunto affixed my hand and the Official Seal at Trenton this Thirteenth day of November A.D., 1979.

DONALD LAN,
Secretary of State.

CERTIFICATE OF ELECTION

The Board of State Canvassers

Hereby determines that at a Special General Election held in the said State on the sixth day of November in the year of our Lord one thousand nine hundred and seventy-nine

DONALD T. DiFRANCESCO

was duly elected a member of the State Senate to fill a vacancy in the Twenty-second Legislative District to represent the State of New Jersey in the One hundred and Ninety-eighth Legislature of New Jersey.

In Testimony Whereof, are hereunto affixed my hand and the Official Seal at Trenton this Thirteenth day of November A.D., 1979.

DONALD LAN,
Secretary of State.

Mr. Merlino administered the oath of office to Messrs. Caufield and DiFrancesco.

Senate No. 839 was given third reading.

On motion of Mr. Parker that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Messrs. Dodd, and Wallwork introduced an oral resolution with reference to the gas shortage, which was adopted by the following vote:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman,

Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Zane—37.

In the negative—None.

Senate No. 1395, as amended, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 1482, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Senate No. 3270 was given third reading.

On motion of Messrs. Gregorio and Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3273, as amended, was given third reading.

On motion of Messrs. Bedell and Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3285, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3370, as amended, was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3383 was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Assembly No. 21, with Senate amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo,

J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 3144, with Senate committee amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 3174 was given third reading.

On motion of Mr. Zane that the bill pass the vote as follows:

In the affirmative were—

Bedell, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative was—Cafiero—1.

Assembly No. 1623, with Senate amendments, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dumont, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President),

Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Skevin, Weiss—22.

In the negative were—

Cafiero, Dodd, Dorsey, Ewing, Foran, Hagedorn, Kennedy, Laskin, J. Russo, Scardino, Vreeland, Wallwork, Yates—13.

Senate No. 3401 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3101, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—25.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Hagedorn, Kennedy, Laskin, A. Russo—8.

On motion of Mr. Maressa Assembly No. 1285, with Senate committee amendments, was substituted for Senate No. 1110, as amended, with which it is identical, and Mr. Maressa was added as cosponsor of Assembly No. 1285, with Senate committee amendments.

On motion of Mr. Maressa Assembly No. 1285, with Senate committee amendments, was placed back on second reading for the purpose of amendment.

Mr. Wallwork moved to table Assembly No. 1285, with Senate committee amendments, which motion lost by the following vote:

In the affirmative were—

Ewing, Feldman, Hagedorn, Herbert, Lipman, Perskie, Vreeland, Wallwork—8.

In the negative were—

DiFrancesco, Dwyer, Errichetti, Friedland, Gregorio, Hamilton, Hirkala, Maressa, Merlino (President), Orechio, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Zane—17.

Mr. Hamilton offered further Senate amendments to Assembly No. 1285, with Senate committee amendments, which were adopted by the following vote:

In the affirmative were—

Bedell, DiFrancesco, Dwyer, Errichetti, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Laskin, Merlino (President), Orechio, Rodgers, A. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—22.

In the negative were—

Dorsey, Dumont, Foran, Hagedorn, Kennedy, Maressa, Perskie, J. Russo, Vreeland—9.

Mr. Maressa offered further Senate amendments to Assembly No. 1285, with Senate amendments, which were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—29.

In the negative—None.

Mr. Yates offered further Senate amendments to Assembly No. 1285, with Senate amendments, which lost by the following vote:

In the affirmative were—

Bedell, Dodd, Feldman, Friedland, Graves, Herbert, Laskin, Lipman, Perskie, Sheil, Yates—11.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Foran, Gagliano, Gregorio, Hagedorn, Hamilton, Hirkala, Kennedy, Maressa, Parker, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Zane—23.

Mr. Yates offered further Senate amendments to Assembly No. 1285, with Senate amendments, which were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dwyer, Feldman, Friedland, Graves, Hamilton, Herbert, Hirkala, Laskin, Lipman, Merlino (President), Perskie, A. Russo, J. Russo, Sheil, Skevin, Weiss, Yates—19.

In the negative were—

DiFrancesco, Dorsey, Dumont, Foran, Gagliano, Gregorio, Kennedy, Maressa, Orechio, Parker, Rodgers, Scardino, Vreeland, Zane—14.

Mr. Yates offered further Senate amendments to Assembly No. 1285, with Senate amendments, which lost by the following vote:

In the affirmative were—

Bedell, Dodd, Dumont, Ewing, Feldman, Friedland, Graves, Herbert, Laskin, Lipman, Perskie, Sheil, Wallwork, Yates—14.

In the negative were—

Cafiero, Dorsey, Dwyer, Errichetti, Foran, Gregorio, Hagedorn, Hamilton, Maressa, Orechio, Parker, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Weiss, Zane—18.

Assembly No. 1285, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

The County and Municipal Government Committee reported the following bill favorably with amendment, and on motion of the chairman the amendment was adopted:

Senate No. 3365.

Senate No. 3365, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Skevin Senate No. 3365, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, Sheil, Skevin, Weiss, Yates—22.

In the negative—None.

Senate No. 3365, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dwyer Assembly No. 1840, with Senate committee amendments, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—29.

In the negative—None.

Assembly No. 1840, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Perskie Assembly No. 19, with Senate committee amendments, was placed back on second reading

for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Feldman, Foran, Friedland, Graves, Gregorio, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates —26.

In the negative—None.

Assembly No. 19, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dodd Senate No. 3284, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo. Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—29.

In the negative—None.

Senate No. 3284, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Foran Senate No. 792 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 792, as amended, was taken up, read a second time, and ordered to a third reading.

Mr. Maressa offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 1285, with further Senate amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Hirkala, Kennedy, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Zane —31.

In the negative were—

Ewing, Herbert, Wallwork, Yates—4.

Assembly No. 1285, with further Senate amendments, was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Hirkala, Kennedy, Maressa, Merlino (President), Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Weiss, Zane—27.

In the negative were—

Dodd, Ewing, Feldman, Herbert, Laskin, Lipman, Perskie, Wallwork, Yates—9.

The President announced receipt of and directed the Secretary to read 25 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the Board of Professional Planners, Edna Zdenek, of Westfield, to succeed Thomas Birdsall, for the term prescribed by law.

To be a member of the Board of Professional Planners, Harvey S. Maskowitz, of Livingston, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Planners, Louis Heyer Goettelmann, II, of Maple Shade, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Planners, Dean Kitchell Boorman, of Montclair, to succeed Alfred H. Linden, for the term prescribed by law.

To be a member of the New Jersey Transit Corporation, Verdell L. Roundtree, of Plainfield, for a term of two years, as prescribed by law.

To be a member of the New Jersey Transit Corporation, Martin Brody, of Short Hills, for a term of one year, as prescribed by law.

To be a member of the New Jersey Transit Corporation, John McGoldrick, of Princeton, for a term of three years, as prescribed by law.

To be a member of the New Jersey Transit Corporation, William M. Rodgers, of North Brunswick, for a term of four years, as prescribed by law.

To be a member of the New Jersey Historical Commission, Sister Margherita Marchione, of Morristown, to succeed herself, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Donald A. Sinclair, of Highland Park, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Henry N. Drewry, of Princeton, to succeed himself, for the term prescribed by law.

To be Major General of the Line, New Jersey Army National Guard, Brigadier General George J. Betor, of Trenton, for the term prescribed by law.

To be Brigadier General of the Line, New Jersey National Guard, Colonel Melvin J. Crain, of Beverly, for the term prescribed by law.

To be a member of the Carnival Amusement Ride Safety Advisory Board, Michael A. Mottola, of Lake Hopatcong, to succeed Victor M. Gardella, resigned, for the term prescribed by law.

To be a member of the Carnival Amusement Ride Safety Advisory Board, Herman Jamnik, of Scotch Plains, to succeed James Stewart, resigned, for the term prescribed by law.

To be a member of the Bergen County Board of Taxation, Joan Murray, of Mahwah, to succeed herself, for the term prescribed by law.

To be a member of the Department of Corrections Advisory Council, David Einhorn, of Milford, to succeed Alex Morisey, resigned, for the term prescribed by law.

To be a member of the Economic Development Council, Robert G. Thoma, of Mountain Lakes, to succeed Lloyd Christianson, for the term prescribed by law.

To be a member of the Health Care Facilities Financing Authority, Raleigh Rajoppi, of Springfield, to succeed himself, for the term prescribed by law.

To be Judge of The Palisades Interstate Park Police Court, Christian Bollerman, of Cresskill, for the term prescribed by law.

To be a member of the Police Training Commission, Bernard G. Peltz, of Hopewell, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Recreation Examiners, Harry W. Nowick, of Bloomfield, to succeed Nathaniel Washington, for the term prescribed by law.

To be a member of the Tri-State Regional Planning Commission, Kenneth A. Gibson, of Newark, to succeed himself, for the term prescribed by law.

To be a member of the Violent Crimes Compensation Board, Thomas A. Kaczmarek, of Clark, to succeed himself, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Joseph T. Barber, of Trenton, to succeed Leo Motiuk, resigned, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

Mr. Merlino appointed Mr. DiFrancesco to the Senate State Government, Federal and Interstate Relations and Veterans Affairs Committee and the Transportation and Communications Committee.

On motion of Mr. Dwyer Assembly Nos. 1720 and 114 were transfered from the Revenue, Finance and Appropriations Committee to the Labor, Industry and Professions Committee.

On motion of Mr. J. Russo Senate No. 1104, Senate Committee Substitute for Senate No. 3181; Assembly Nos. 227, 232, 881, 1858, 3281 were referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. J. Russo Senate No. 3422 was transferred from the Law, Public Safety and Defense Committee to the Energy and Environment Committee.

On motion of Mr. Dwyer Assembly No. 551 was recommitted to the Revenue, Finance and Appropriations Committee.

The Labor, Industry and Professions Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3362.

On motion of Mr. Musto Senate Resolution No. 3 and Senate Concurrent Resolution No. 46 were withdrawn from the files.

The following communications were received and filed:

Activities Report of Police Training Commission—17th Annual Report—1978-1979.

1978 Annual Report of the New Jersey Health Care Facilities Financing Authority.

12th Annual Economic Policy Council, Office of Economic Policy.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 3356 and 3384.

The County and Municipal Government Committee reported the following bill favorably by committee substitute:

Senate No. 3410.

The County and Municipal Government Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3384.

The Energy and Environment Committee reported the following bill favorably by committee substitute:

Senate No. 3141.

The Institutions, Health and Welfare Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3188.

The Revenue, Finance and Appropriations Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3297 and Assembly No. 1875.

The Labor, Industry and Professions Committee reported the following bill favorably by committee substitute:

Senate No. 802.

The Energy and Environment Committee reported the following bills favorably without amendment:

Assembly Nos. 1777, and 3275.

The Institutions, Health and Welfare Committee reported the following bills favorably without amendment:

Senate No. 3293 and Assembly No. 1139.

On motion of Mr. J. Russo Assembly Committee Substitute for Assembly No. 3154 was transferred from the Energy and Environment Committee to the Revenue, Finance and Appropriations Committee.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Senate Nos. 3408, 3409 and 3438; Senate Committee Substitute for Senate No. 3354; Assembly Concurrent Resolution No. 3014; and Assembly No. 1138.

On motion of Mr. J. Russo Senate Committee Substitute for Senate No. 3141 and Assembly No. 3275 were referred to the Revenue, Finance and Appropriations Committee.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Senate Nos. 977, 3375 and 3442; Senate Committee Substitute for Senate No. 3141; Assembly Nos. 16, 264, 512, 1366, 1858, 3233 and 3255, and Assembly Committee Substitute for Assembly No. 3154.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3423, by Messrs. A. Russo and Gregorio, Judiciary Committee.

Senate No. 3424, by Mr. Feldman, Judiciary Committee.

Senate No. 3425, by Mr. A. Russo, Labor, Industry and Professions Committee.

Senate No. 3426, by Mr. Dorsey, Revenue, Finance and Appropriations Committee.

Senate No. 3427, by Messrs. Gagliano, Kennedy, Laskin, Cafiero and Parker, Law, Public Safety and Defense Committee.

Senate No. 3428, by Messrs. Gregorio, A. Russo, Graves, Bedell and Weiss, Law, Public Safety and Defense Committee.

Senate No. 3429, by Mr. Yates, Energy and Environment Committee.

Senate No. 3430, by Mr. Parker, Judiciary Committee.

Senate No. 3431, by Mr. Bedell, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3432, by Mr. Zane, Institutions, Health and Welfare Committee.

Assembly No. 3433, by Messrs. Gregorio and A. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3434, by Messrs. Herbert, Feldman and Skevin, Energy and Environment Committee.

Senate No. 3435, by Messrs. Friedland, Sheil and Rodgers, Judiciary Committee.

Senate No. 3436, by Messrs. Herbert and Dodd, Education Committee.

Senate No. 3437, by Messrs. Dwyer, Hamilton and Weiss, Law, Public Safety and Defense Committee.

Senate No. 3438, by Mr. Merlino, County and Municipal Government Committee.

Senate No. 3439, by Mr. Perskie, Judiciary Committee.

Senate No. 3440, by Mr. Gagliano, Judiciary Committee.

Senate No. 3441, by Messrs. Dwyer, Hamilton, Weiss and Merlino, without reference.

Senate No. 3442, by Messrs. Dwyer, J. Russo, Hamilton, Weiss and Foran, Revenue, Finance and Appropriations Committee.

Senate No. 3443, by Messrs. Dwyer, Hamilton and Weiss, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3444, by Messrs. Scardino, Feldman, Skevin and Herbert, County and Municipal Government Committee.

Senate No. 3445, by Ms. Lipman, without reference.

Senate No. 3446, by Mr. Errichetti, Institutions, Health and Welfare Committee.

Senate No. 3447, by Mr. Hirkala, without reference.

Senate No. 3448, by Ms. Lipman, Messrs. Graves, Perskie and Dwyer, Energy and Environment Committee.

Senate No. 3449, Ms. Lipman, Messrs. Graves, Perskie and Dwyer, Energy and Environment Committee.

Senate No. 3450, by Mr. Orechio, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3451, by Mr. Feldman, Education Committee.

Senate No. 3452, by Mr. Feldman, Education Committee.

Senate No. 3453, by Mr. Maressa, Law, Public Safety and Defense Committee.

Senate Concurrent Resolution No. 3031, by Mr. A. Russo, Revenue, Finance and Appropriations Committee.

Senate Concurrent Resolution No. 3032, by Messrs. Merlino and Parker, without reference.

Senate Joint Resolution No. 3010, by Messrs. Bedell and Kennedy, without reference.

Mr. Merlino announced the appointment of Dennis P. O'Keefe, of Manasquan, to the Alcoholic Beverage Control Study Commission, to replace John J. Sinsimer, resigned.

Senate Nos. 3188, 3297, 3356, 3362 and 3384, all as amended; Senate Committee Substitutes for Senate Nos. 802 and 3410; Senate Nos. 977, 3293, 3408, 3409, 3438, 3441, 3445 and 3447; Senate Committee Substitute for Senate No. 3141; Senate Committee Substitute for Senate No. 3354; Senate Concurrent Resolution No. 3032; Senate Joint Resolution No. 3010; Assembly No. 1875, with Senate committee amendments; Assembly Nos. 16, 264, 512, 1138, 1139, 1366, 1777, 1858, 3233, 3255 and 3275; Assembly Committee Substitute for Assembly No. 3154; and Assembly Concurrent Resolution No. 3014 were taken up read a second time, and ordered to a third reading.

On motion of Mr. J. Russo, Mr. Hagedorn was added as cosponsor of Senate Concurrent Resolutions Nos. 3 and 5.

On motion of Mr. Vreeland, his name was withdrawn as cosponsor of Senate No. 1031.

On motion of Mr. Dwyer, Mr. Yates was added as cosponsor of Senate No. 3375.

On motion of Mr. Feldman, Mr. Yates was added as cosponsor of Senate No. 3366.

On motion of Mr. Graves, Ms. Lipman and Mr. Skevin were added as cosponsors of Senate No. 3365.

On motion of Mr. Maressa, Mr. Hirkala was added as cosponsor of Senate No. 3084.

Mr. Feldman assumed the duties of the Chair.

Senate Concurrent Resolution No. 3032 was given third reading.

On motion of Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, November 15, at 10 a.m., and that when it then adjourn, it be to meet on Saturday, November 17, at 10 a.m., and that when it then adjourn it be to meet on Monday, November 19, 1979, at 12 noon.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, November 15, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, November 17, 1969.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, November 19, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Msgr. Shenrock.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

Senate No. 3284, as amended, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

> Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 3293 was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

> Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy,

Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3319, as amended, was given third reading.

On motion of Mr. Gagliano that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 3334 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Senate No. 3339 was given third reading.

On motion of Ms. Lipman and Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gre-

gorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 3408 was given third reading.

On motion of Messrs. Cafiero and Merlino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Senate No. 3409 was given third reading.

On motion of Messrs. Gregorio and Merlino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Senate No. 3438 was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gre-

gorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate Joint Resolution No. 3010 was given third reading.

On motion of Mr. Kennedy for Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—31.

In the negative—None.

Senate Resolution No. 3008, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 394 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gre-

gorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 3119 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 3365, as amended, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Foran, Graves, Gregorio, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss—24.

In the negative were—

Dumont, Ewing, Feldman, Gagliano, Hagedorn, Yates, Zane—7.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Concurrent Resolution:

Be It Resolved, That both houses of the Legislature meet in joint session at Mount Holly for the purpose of hearing a message by the Governor to be delivered in person at 2 p.m.

The President announced receipt of and directed the Secretary to read 4 letters from the Governor, nominating for appointment, with the advice and consent of the Senate to the offices indicated, the following:

To be a member of the Advisory Council on Energy Planning and Conservation, Walter F. Allaire, of Sparta, to succeed himself, for the term prescribed by law.

To be a member of the Advisory Council on Energy Planning and Conservation, Thomas E. Whaley, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the Advisory Council on Energy Planning and Conservation, John H. Nichols, Jr., of Short Hills, to succeed himself, for the term prescribed by law.

To be a member of the Civil Service Commission, Rose Teague, of Paramus, to succeed Thomas DeLuca, resigned, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Committee Substitute for Assembly No. 536, which bill was ordered held for delivery to the Governor; and Senate Concurrent Resolution No. 3032, which bill was ordered held for delivery to the Secretary of State.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Superior Court, John E. Keefe, of Piscataway, for the term prescribed by law.

To be Judge of the Monmouth Juvenile and Domestic Relations Court, Laurence Stamelman, of Elberon, for the term prescribed by law.

To be Judge of the Middlesex County Juvenile and Domestic Relations Court, Rosemary Karcher Reavey, of Sayreville, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Martha Jamieson Crowley, of Lawrenceville, to succeed herself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Philip C. Muccilli, of Edison, to succeed himself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Milan E. Johnson, of Holmdel, to succeed John K. Kittridge, of Summit, for the term prescribed by law.

To be Judge of the Palisades Interstate Park Police Court, Christian Bollerman, of Cresskill, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, Richard Trifari, of Fort Lee, to succeed Marvin Ashner, of Margate, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, Samuel Herzog, of Convent Station, to succeed himself, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, Mr. Connie M. Pascale, of Toms River, to succeed Dr. Herbert A. Levine, of Highland Park, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Richard J. Malinowski, of Salem, to succeed Walter J. Smith, of Pennsville, resigned, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Stephen E. Potter, of New Gretna, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Dr. Lawrence T. Taft, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Lorine C. Fargo, of Edison, to succeed Sylvia Herz, Ph.D., of South Orange, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Lisa Marie Firgau, of Highland Park, to succeed Marvin Bills, of Plainfield, resigned, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Ronald E. Bowers, of Woodbury, to succeed Colleen Belisle, of Eatontown, resigned, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Elizabeth Jackson, of Paterson, to succeed S. Louis Belli, of Trenton, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Paul M. Leeds, of Oakhurst, to succeed himself, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Dennis Gene Nelson, of Mount Holly, to succeed Dorothy Dugan, resigned, of Somerset, for the term prescribed by law.

To be Monmouth County Superintendent of Elections, Allyn T. Heck, of Red Bank, for the term prescribed by law.

To be a member of the Tourism Advisory Council, Arleen Polito, of Jackson, to succeed Jack Savage, of Jackson, resigned, for the term prescribed by law.

To be a member of the State Council on the Arts, Carol Anderson Friedland, of Jersey City, to succeed herself, for the term prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Robert N. Wilentz, of Perth Amboy, to succeed Richard J. Hughes, of Princeton, for the term prescribed by law.

To be a member of the Public Health Council, Joan Goldstein, of Princeton, to succeed Mr. J. Duncan Pitney, of Mendham, for the term prescribed by law.

To be a member of the State Museum Advisory Council, Walter F. Gips, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Robert A. Nulman, of Clinton, to succeed John Lawton, of Lebanon, for the term prescribed by law.

To be a member of the Educational Facilities Authority, Barton E. Harrison, of Cherry Hill, to succeed Jack Slavitt, of Newark, resigned, for the term prescribed by law.

To be a member of the State Library Advisory Council, Betty M. Deeny, of Cape May Court House, to succeed Helen Ellzey, of Bridgeton, resigned, for the term prescribed by law.

To be a member of the State Mosquito Control Commission, James S. Gaspari, of North Brunswick, to succeed himself, for the term prescribed by law.

To be a member of the Violent Crimes Compensation Board, John Koribanics, of Clifton, to succeed Carl J. Jahnke, of North Plainfield, for the term prescribed by law.

To be a member of the Local Finance Board, Sheldon Blum, of Elmwood Park, to succeed Barbara Werber, of Ridgewood, for the term prescribed by law.

On motion of Mr. Merlino Assembly No. 1777 was referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. Yates, Senate No. 3133, as amended, was recommitted to the State Government, Federal and Interstate Relations and Veterans Affairs Committee.

On motion of Mr. J. Russo Senate No. 3447 was referred to the County and Municpal Government Committee.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3421.

The Education Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 3414 and 3415; Assembly No. 23.

The Education Committee reported the following bills favorably without amendment:

Senate Nos. 3451 and 3452, and Assembly Nos. 3573 and 3585.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bills favorably without amendment:

Senate Nos. 1022, 3245 and 3443.

The Judiciary Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly Nos. 18 and 20.

The Judiciary Committee reported the following bills favorably without amendment:

Senate Nos. 3385, 3439 and 3440; and Assembly Nos. 359, 579, 1624 and 1625.

Senate Nos. 3414, 3415 and 3421, all as amended; Senate Nos. 1022, 3245, 3385, 3439, 3440, 3443, 3451 and 3452; Assembly Nos. 18, 20 and 23, all with Senate committee amendments; and Assembly Nos. 359, 579, 1624, 1625, 3573 and 3585 were taken up, read a second time, and ordered to a third reading.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3454, by Messrs. A. Russo, Sheil, J. Russo, Ms. Lipman, Messrs. Weiss and Gregorio, State Government Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3455, by Mr. Hagedorn, Energy and Environment Committee.

Senate No. 3456, by Messrs. Ewing, Wallwork, Vreeland, DiFrancesco, Gagliano, Dorsey, Foran, Cafiero and Feldman, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3457, by Mr. Hirkala, Judiciary Committee.

Senate No. 3458, by Mr. A. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3459, by Messrs. Kennedy, Gagliano, Hagedorn, Cafiero, Parker, Vreeland and J. Russo, Revenue, Finance and Appropriations Committee.

Senate No. 3460, by Messrs. Cafiero, Foran, Kennedy, Gagliano, Parker, J. Russo and Perskie, Energy and Environment Committee.

Senate No. 3461, by Messrs. Herbert, Skevin, Rodgers, Foran, Orechio, Ms. Lipman and Mr. Hamilton, Labor, Industry and Professions Committee.

Senate No. 3462, by Mr. J. Russo, Education Committee.

Senate No. 3463, by Ms. Lipman and Mr. Graves, County and Municipal Government Committee.

Senate No. 3464, by Mr. Yates, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3465, by Mr. Yates, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3466, by Mr. Maressa, Law, Public Safety and Defense Committee.

Senate No. 3467, by Messrs. Dwyer and Merlino, Revenue, Finance and Appropriations Committee.

Senate Concurrent Resolution No. 3033, by Mr. A. Russo, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate Concurrent Resolution No. 3034, by Mr. Orechio, Revenue, Finance and Appropriations Committee.

The following communication was received from the Governor:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
November 19, 1979.

SENATE BILL No. 172 (2d OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 172 (2d OCR), with my objections, for reconsideration.

The purpose of the bill is to protect the civil rights of persons serving in the active military service of the United States or of the State, provide for the deferment of certain tax and contractual obligations of such persons, provide for stays of proceedings to evict such persons and their families from the homes, accord reemployment rights to persons returning from military service, and provide penalties for persons violating this act. This act would remain in effect until December 31, 1985.

The prior "New Jersey Soldiers' and Sailors' Civil Relief Act" was enacted in 1962 and by its terms expired in 1964. The law was then enacted again in 1968 and by its terms was to expire in July, 1972. In 1972, the Act was amended to extend its expiration date until July, 1974.

Although almost identical federal legislation has been in effect since World War I, this bill is needed to encompass "members of the organized militia (New Jersey National Guard) or members of a reserve component . . ." There are also a number of technical variations between the federal and state versions.

The problem is that this bill sets an expiration date. In the past this law has lapsed twice—1964-1968 and 1974 to date. These lapses have been due to inadvertence and would be avoided by deleting any expiration date.

Accordingly, I herewith return Senate Bill No. 172 (2d OCR) for reconsideration and with the recommendation that it be amended as follows:

Page 13, Section 26: Delete in its entirety.

Page 13: Renumber Sections 27 and 28 to 26 and 27.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

Mr. J. Russo moved that the communication be spread in full upon the journal.

Which motion was adopted.

The Labor, Industry and Professions Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1735.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3364.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Assembly Nos. 1535, 1723 and 3114.

Senate No. 3364, as amended; Assembly No. 1735, with Senate committee amendments; and Assembly Nos. 1535,

1723 and 3114 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Gregorio, Mr. Herbert was added as cosponsor of Senate No. 3428.

Mr. Merlino appointed Mr. Orechio to fill the vacancy on the Judiciary Committee created by the resignation of Mr. Greenberg for the remainder of the 1979 session.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, November 22, at 10 a.m., and that when it then adjourn, it be to meet on Saturday, November 24, at 10 a.m., and that when it then adjourn it be to meet on Monday, November 26, at 10 a.m. and that when it then adjourn, it be to meet on Thursday, November 29, 1979, at a time to be announced.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, November 22, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, November 24, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, November 26, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, November 29, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Msgr. James McManimon, St. Gregory the Great, Hamilton Township.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

On motion of Mr. J. Russo the reading the the journal of the previous session was dispensed with.

Senate No. 517, as amended, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

> Caufield, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto,

Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Yates, Zane—23.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Parker, Vreeland—10.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 585, 1501, 3319, 3373, 3401, 3406 and Senate Joint Resolution No. 3010, which bills were ordered held for delivery to the Governor.

On motion of Mr. Musto, the following nominations were taken up:

To be Judge of the Superior Court, John E. Keefe, of Piscataway, for the term prescribed by law.

To be Judge of the Monmouth County Juvenile and Domestic Relations Court, Laurence C. Stamelman, of Elberon, for the term prescribed by law.

To be Judge of the Middlesex County Juvenile and Domestic Relations Court, Rosemary Karcher Reavey, of Sayreville, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Martha Jamieson Crowley, of Lawrenceville, to succeed herself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Philip C. Muccilli, of Edison, to succeed himself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Milan E. Johnson, of Holmdel, to succeed John K. Kittridge, for the term prescribed by law.

To be Judge of the Palisades Interstate Park Police Court, Christian Bollerman, of Cresskill, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, Richard Trifari, of Fort Lee, to succeed Marvin Ashner, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, Samuel Herzog, of Convent Station, to secceed himself, for the term prescribed by law.

To be a member of the Hotel and Multiple Dwelling Health and Safety Board, Connie M. Pascale, of Toms River, to succeed Herbert A. Levine, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Richard J. Malinowski, of Salem, to succeed Walter J. Smith, resigned, for the term prescribed by law.

To be a member of the Shell Fisheries Council, Stephen E. Potter, of New Gretna, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Dr. Lawrence T. Taft, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Lorine C. Fargo, of Edison, to succeed Sylvia Herz, Ph.D., for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Lisa Marie Firgau, of Highland Park, to succeed Marvin Mills, resigned, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Ronald E. Bowers, of Woodbury, to succeed Colleen Belisle, resigned, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Elizabeth Jackson, of Paterson, to succeed S. Louis Belli, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Paul M. Leeds, of Oakhurst, to succeed himself, for the term prescribed by law.

To be a member of the Developmental Disabilities Council, Dennis Gene Nelson, of Mount Holly, to succeed Dorothy Dugan, resigned, for the term prescribed by law.

To be Monmouth County Superintendent of Elections, Allyn T. Heck, of Red Bank, for the term prescribed by law.

To be a member of the Tourism Advisory Council, Arleen Polito, of Jackson, to succeed Jack Savage, resigned, for the term prescribed by law.

To be a member of the State Council on the Arts, Carol Anderson Friedland, of Jersey City, to succeed herself, for the term prescribed by law.

To be a member of the State Law Enforcement Planning Agency Governing Board, Robert N. Wilentz, of Perth Amboy, to succeed Richard J. Hughes, for the term prescribed by law.

To be a member of the Public Health Council, Joan Goldstein, of Princeton, to succeed Mrs. J. Duncan Pitney, for the term prescribed by law.

To be a member of the State Museum Advisory Council, Walter F. Gips, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Robert A. Nulman, of Clinton, to succeed John Lawton, for the term prescribed by law.

To be a member of the Educational Facilities Authority, Barton E. Harrison, of Cherry Hill, to succeed Jack Slavitt, resigned, for the term prescribed by law.

To be a member of the State Library Advisory Council, Betty M. Deeny, of Cape May Court House, to succeed Helen Ellzey, resigned, for the term prescribed by law.

To be a member of the State Mosquito Control Commission, James S. Gaspari, of North Brunswick, to succeed himself, for the term prescribed by law.

To be a member of the Violent Crimes Compensation Board, John Koribanics, of Clifton, to succeed Carl Jahnke, for the term prescribed by law.

To be a member of the Local Finance Board, Sheldon Blum, of Elmwood Park, to succeed Barbara Werber, for the term prescribed by law.

Upon the question "Will the Senate advise and consent to the above nominations?" It was decided as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala,

Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

The above nominations were declared unanimously confirmed.

Mr. Dodd moved to place Assembly No. 688 back on second reading for the purpose of amendment, which motion lost by the following vote:

In the affirmative were—

Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Laskin, J. Russo, Scardino, Skevin, Wallwork—14.

In the negative were—

Bedell, Caufield, Dwyer, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Rodgers, A. Russo—15.

Assembly No. 688 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dwyer, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Rodgers, A. Russo, Weiss—17.

In the negative were—

Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Laskin, Maressa, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Zane—17.

On motion of Mr. Hamilton the rules were suspended and Assembly No. 688 was laid over.

Senate No. 3180 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Wallwork, Weiss, Zane—27.

In the negative were—

Cafiero, Dorsey, DiFrancesco, Dumont, Ewing, Foran, Hagedorn, Parker, Vreeland—9.

Senate No. 3356, as amended, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Yates, Zane—34.

In the negative—None.

Senate No. 792, as amended, was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3173 was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, Dodd, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, J. Russo, Skevin, Vreeland, Weiss—24.

In the negative were—

DiFrancesco, Dorsey, Dumont, Ewing, Gregorio, Hagedorn, Laskin, Parker, Scardino, A. Russo, Zane—11.

Senate No. 3188, as amended, was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—32.

In the negative were—

Ewing, Laskin, Parker, Wallwork—4.

Senate Committee Substitute for Senate No. 3354, was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker,

Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative was—Laskin—1.

Mr. Laskin moved to place Assembly No. 617 back on second reading for the purpose of amendment, which motion lost by the following vote:

In the affirmative were—

Cafiero, DiFrancesco, Dorsey, Gagliano, Gregorio, Hirkala, Laskin, Parker, Rodgers, Skevin, Vreeland, Wallwork, Zane—13.

In the negative were—

Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Hagedorn, Hamilton, Herbert, Maressa, Musto, Orechio, A. Russo, J. Russo, Sheil, Yates —16.

Assembly No. 617 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

On motion of Mr. Gagliano Assembly No. 1728, with Senate committee amendments was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Cafiero, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman,

Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —31.

In the negative—None.

Assembly No. 1728, with further Senate amendments was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Graves Senate No. 3157, as amended, was placed back on second reading for the purpose of further amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Senate No. 3157, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Musto Senate Committee Substitute for Senate No. 3410 was placed back on second reading for the purpose of amendment, and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate Committee Substitute for Senate No. 3410, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Errichetti Assembly No. 3262 was placed back on second reading for the purpose of amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Assembly No. 3262, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hamilton Assembly No. 1858, with Senate committee amendments, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 1858, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

Assembly No. 3229, with Senate committee amendments, was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman,

Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 1507 was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Senate No. 3276, as amended, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Senate No. 3445 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feld-

man, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

On motion of Mr. Hamilton, Mr. Vreeland was added as cosponsor of Senate No. 1263.

On motion of Mr. Dwyer, Mr. Wallwork was added as cosponsor of Senate No. 3442.

On motion of Mr. Bedell, Messrs. Gagliano, Foran and Merlino were added as cosponsors of Senate No. 3477.

Assembly No. 19, with further Senate amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 159 was given third reading.

On motion of Mr. Weiss that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J.

Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 512, with Senate committee amendments, was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 762, with Senate committee amendments, was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37

In the negative—None.

On motion of Mr. Dwyer Senate Nos. 3316 and 3374, both as amended, and Senate No. 3375 were recommitted to the Revenue, Finance and Appropriations Committee.

On motion of Mr. J. Russo Assembly No. 1735, with Senate committee amendments, was referred to the Revenue, Finance and Appropriations Committee.

Mr. Merlino announced the appointment of Mr. Orechio to the State Law Enforcement Planning Agency.

The President announced receipt of and directed the Secretary to read 8 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the New Jersey State Council on the Arts, Alvin E. Gershen, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey State Council on the Arts, Theophil D. Krehel, of Colonia, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey State Council on the Arts, Henry C. Kulkman, of Millville, to succeed himself, for the term prescribed by law.

To be a member of the Higher Education Assistance Authority, Solomon Rogoff, of Cedar Grove, to succeed Ravenel B. Curry, resigned, for the term prescribed by law.

To be a member of the Commission of Radiation Protection, Fred Sterzer, Ph.D., of Princeton, to succeed Harry Reese, Jr., for the term prescribed by law.

To be Judge of the Morris County Juvenile and Domestic Relations Court, Daniel R. Coburn, of Mendham, for the term prescribed by law.

To be Judge of the Superior Court, John M. Newman, of Morristown, for the term prescribed by law.

To be Judge of the Tax Court, Marvin N. Rimm, of Margate, for the term of five years, as prescribed by law.

The above nominations were referred to the Judiciary Committee.

Senate Nos. 172 and 1205, both as amended pursuant to the recommendations of the Governor, were taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1275, as amended pursuant to the Governor's recommendations, without reference.

Assembly No. 3033, County and Municipal Government Committee.

Assembly No. 3372, County and Municipal Government Committee.

Assembly No. 3422, Revenue, Finance and Appropriations Committee.

Assembly No. 3509, Revenue, Finance and Appropriations Committee.

Assembly No. 3568, Labor, Industry and Professions Committee.

Assembly No. 3593, County and Municipal Government Committee.

Assembly No. 3631, Education Committee.

Assembly Concurrent Resolution No. 3019, Law, Public Safety and Defense Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3468, by Mr. A. Russo, Institutions, Health and Welfare Committee.

Senate No. 3469, by Mr. Dodd, Revenue, Finance and Appropriations Committee.

Senate No. 3470, by Messrs. Gregorio, A. Russo and Herbert, County and Municipal Government Committee.

Senate No. 3471, by Mr. Musto, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3472, by Mr. Feldman, County and Municipal Government Committee.

Senate No. 3473, by Mr. Ewing, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3474, by Mr. Hagedorn, Revenue Finance and Appropriations Committee.

Senate No. 3475, by Mr. Hagedorn, Energy and Environment Committee.

Senate No. 3476, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3477, by Mr. Bedell, Energy and Environment Committee.

Senate Joint Resolution No. 3011, by Messrs. Bedell and Wallwork, without reference.

Senate Joint Resolution No. 3011, was taken up, read a second time, and ordered to a third reading.

The Revenue, Finance and Appropriations Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Committee Substitute for Senate No. 3181 and Senate No. 3467.

The Institutions, Health and Welfare Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly Nos. 3020 and 3268.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1878 and Assembly Committee Substitute for Assembly No. 1877.

The Energy and Environment Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 1263, 1506 and 3353.

The Agriculture Committee reported the following bills favorably without amendment:

Assembly Nos. 3039 and 3042.

The Energy and Environment Committee reported the following bills favorably without amendment:

Senate Joint Resolution No. 22 and Assembly Nos. 280 and 1822.

The Revenue, Finance and Appropriations Committee reported the following bill favorably without amendment:

Senate Concurrent Resolution No. 3034.

Senate Nos. 1263, 1506, 3353 and 3467, all as amended; Senate Committee Substitute for Senate No. 3181, as amended; Senate Joint Resolution No. 22; Senate Concurrent Resolution No. 3034; Assembly Nos. 1878, 3020, 3268 and Assembly Committee Substitute for Assembly No. 1877 all with Senate committee amendments and Assembly Nos. 280, 1822, 3039 and 3042 were taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, December 1, at 10 a.m., and that when it then adjourn it be to meet on Monday, December 3, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, December 1, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, December 3, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Monsignor Shenrock.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—40.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

Senate No. 1454 was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None

Senate No. 3157, as amended, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman,

Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate Committee Substitute for Senate No. 3410, as amended, was given third reading.

On motion of Mr. Musto that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3415, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3439 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gergorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3440 was given third reading.

On motion of Mr. Gagliano that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3451 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate Joint Resolution No. 3011 was given third reading.

On motion of Mr. Wallwork that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

On motion of Mr. Hagedorn, Senate No. 654, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 654, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hagedorn, Assembly No. 264 was substituted for Senate No. 654, as further amended, with which it is identical, and Mr. Hagedorn was added as cosponsor of Assembly No. 264.

Assembly No. 264 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman,

Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Assembly No. 1867 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Assembly Joint Resolution No. 3003 was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3414, as amended, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

On motion of Mr. Zane, Assembly No. 1858, with Senate amendments, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 1858, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

Senate No. 3441 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil,

Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —40.

In the negative—None.

Senate No. 810, as amended, was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—36.

In the negative were—

Dumont, Laskin, Zane—3.

Assembly No. 1840, with Senate amendments, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative was—Dumont—1.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bill, which was read for the first time and given no reference.

Assembly No. 3628.

Assembly No. 3628 was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dwyer Assembly No. 3628 was substituted for Senate No. 3442 with which it is identical, and Mr. Dwyer was added as cosponsor of Assembly No. 3628.

Assembly No. 3628 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Senate No. 977 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates—33.

In the negative were—

Dorsey, Ewing, Laskin, Wallwork, Zane—5.

Mr. Friedland moved to place Senate No. 1022 back on second reading for the purpose of amendment, which motion lost by the following vote:

In the affirmative were—

Cafiero, Caufield, Dodd, Dumont, Feldman, Friedland, Gregorio, Hagedorn, Laskin, Maressa, Perskie, Rodgers, A. Russo, Sheil—14.

In the negative were—

DiFrancesco, Dwyer, Errichetti, Ewing, Gagliano, Graves, Hamilton, Herbert, Merlino (President), Orechio, Parker, Scardino, Vreeland, Weiss, Yates —15.

Senate No. 1022 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative was—Laskin—1.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 1172, 1494, 3036, 3127, 3381 and 3438, which bills were ordered held for delivery to the Governor.

Senate No. 3311 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative was—J. Russo—1.

Senate No. 3385 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Dwyer, Errichetti, Foran, Friedland, Gagliano, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Sheil, Skevin, Yates—22.

In the negative were—

DiFrancesco, Dorsey, Dumont, Ewing, Hagedorn, Kennedy, Vreeland, Wallwork, Zane—9.

Mr. Hagedorn moved to place Senate No. 3467, as amended, back on second reading for the purpose of further amendment, which motion lost by the following vote:

In the affirmative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, Vreeland, Wallwork—13.

In the negative were—

Bedell, Caufield, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Weiss, Yates—24.

Senate No. 3467, as amended, was given third reading.

On motion of Mr. Dwyer for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, Dodd, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative were—

DiFrancesco, Dorsey, Ewing—3.

Assembly No. 63, with Senate committee amendments, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Errichetti, Ewing, Friedland, Gagliano, Graves, Hamilton, Herbert, Kennedy, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Sheil, Vreeland, Wallwork, Yates—24.

In the negative were—

Foran, Lipman, Perskie, J. Russo—4.

On motion of Mr. Bedell, Senate Committee Substitute for Senate No. 802 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hamilton, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate Committee Substitute for Senate No. 802, as amended, was taken up, read a second time, and ordered to a third reading.

Assembly No. 18, with Senate committee amendments, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative was—Perskie—1.

Mr. Feldman assumed the duties of the Chair.

Assembly No. 20, with Senate committee amendments, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—33.

In the negative were—

Graves, Laskin, Maressa, Perskie, A. Russo—5.

Assembly No. 1138 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—34.

In the negative—None.

Assembly No. 1394 was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Gregorio, Kennedy, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Vreeland, Wallwork—24.

In the negative were—

Dodd, Feldman, Friedland, Hamilton, Herbert, Yates—6.

Mr. Merlino resumed the duties of the Chair.

On motion of Mr. Kennedy, Assembly No. 1728, with Senate amendments, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—35.

In the negative—None.

Assembly No. 1728, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

Mr. Kennedy offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 1728, with further Senate amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—35.

In the negative—None.

Assembly No. 1728, with further Senate amendments, was given third reading.

On motion of Mr. Kennedy that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—35.

In the negative—None.

Assembly No. 3255, with Senate committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—36.

In the negative—None.

Assembly No. 3262, with Senate amendments, was given third reading.

On motion of Mr. Errichetti, that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Hamilton, Herbert, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—35.

In the negative—None.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Tax Court, Marvin N. Rimm, of Margate, for the term of five years, as prescribed by law.

To be a member of the New Jersey Transit Corporation, Martin Brody, of Short Hills, for a term of one year, as prescribed by law.

To be a member of the New Jersey Transit Corporation, Verdell L. Roundtree, of Plainfield, for a term of two years, as prescribed by law.

To be a member of the New Jersey Transit Corporation, John McGoldrick, of Princeton, for a term of three years, as prescribed by law.

To be a member of the New Jersey Transit Corporation, William M. Rodgers, of North Brunswick, for a term of four years, as prescribed by law.

To be Major General of the Line, New Jersey Army National Guard, Brigadier General George J. Betor, of Trenton, for the term prescribed by law.

To be Brigadier General of the Line, New Jersey Army National Guard, Colonel Melvin J. Crain, of Beverly, for the term prescribed by law.

To be a member of the Board of Professional Engineers and Land Surveyors, Edward A. Taratko, Jr., of Morristown, to succeed himself for the term prescribed by law.

To be a member of the Board of Professional Engineers and Land Surveyors, Robert C. Kirkpatrick, Jr., of Morristown, to succeed Frank Cannizzaro, of Cliffside Park, for the term prescribed by law.

To be a member of the Advisory Council on Energy Planning and Conservation, Thomas E. Whaley, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Henry N. Drewry, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Joseph T. Barber, of Trenton, to succeed Leo Motiuk, of Lawrenceville, resigned, for the term prescribed by law.

To be a member of the State Board of Institutional Trustees, Josephine Underwood, of East Orange, to succeed Dr. Frank J. Hughes, of Gloucester, for the term prescribed by law.

To be a member of the Health Care Facilities Financing Authority, Raleigh Rajoppi, of Springfield, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Mediation, Sanford Browde, of Livingston, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Mediation, Dr. Herbert A. Levine, of Highland Park, to succeed Rev. Dr. Stephen W. Findlay, of Morristown, for the term prescribed by law.

To be a member of the Hudson County Board of Taxation, Anthony J. Cilento, of Hoboken, to succeed himself, for the term prescribed by law.

The President announced receipt of and directed the Secretary to read 9 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the Marine Fisheries Council, William E. Bowen, of Bridgeton, for the term of two years, as prescribed by law.

To be a member of the Marine Fisheries Council, Thomas Conroy Brown, of West Orange, for the term of three years, as prescribed by law.

To be a member of the Marine Fisheries Council, Wallace C. Laudeman, of Cape May, for the term of two years, as prescribed by law.

To be a member of the Marine Fisheries Council, Robert E. Lick, of Collingswood, for the term of three years, as prescribed by law.

To be a member of the Marine Fisheries Council, Jack Meyer, of Brick Township, for the term of three years, as prescribed by law.

To be a member of the Marine Fisheries Council, Ann E. Myles, of Cherry Hill, for the term of one year, as prescribed by law.

To be a member of the Marine Fisheries Council, Ralph A. Real, of West Deal, for the term of one year, as prescribed by law.

To be a member of the Marine Fisheries Council, James C. Reynolds, of Brigantine, for the term of two years, as prescribed by law.

To be a member of the Marine Fisheries Council, Raymond T. Richardson, of Port Monmouth, for the term of one year, as prescribed by law.

The above nominations were referred to the Judiciary Committee.

The following communication was received from the Governor:

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
December 3, 1979.

SENATE BILL No. 685 (2nd OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 685 with my objections for reconsideration.

This bill would authorize the Treasurer to issue rules and regulations to expand business opportunities for socially and economically disadvantaged contractors and vendors

seeking to provide materials and services for State contracts.

The object of the bill is laudable. It would allow the State to provide the necessary technical assistance, information, and knowledge to enable minority contractors and vendors to compete in the market place. It would not necessarily establish a "quota" of contract awards.

Regrettably, the bill was amended in the Assembly to provide for a legislative veto of the Treasurer's regulations —a process that could create controversy on a sensitive issue where none is necessary.

The balance of power between the Legislature and Executive branches of government is a delicate one. The Legislature, by structure and tradition is that branch which gives direction to public policy through analysis, debate and compromise. The Exceutive must administer that policy in an efficient and evenhanded manner. The regulatory process has developed a means by which these two branches can perform their appropriate roles in harmony with respect to complex programs. The Legislature sets up the framework of the program through legislation and the Executive completes the structure by regulation.

Regulations are easily amendable and therefore adaptable to meet particular problems facing a program but they must necessarily comport to the legislative guidelines. Legislative veto of regulations breaks down the balance between the branches and ties the administrator's hands. The broad questions of policy must be debated anew with each specific regulatory proposal.

Accordingly, I return Senate Bill No. 685 for reconsideration and recommend that it be amended as follows:

On page 2, section 1, line 56—Delete "; provided" and insert ".".

On page 2, section 1, lines 37-67—Delete in their entirety.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

Mr. J. Russo moved that the communication be spread in full upon the journal.

Which motion was adopted.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate No. 685 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate No. 685, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate No. 685, as amended pursuant to the recommendations of the Governor, was taken up, read a second time and ordered to a third reading.

On motion of Mr. Feldman, Senate No. 3461 was transferred from the Labor, Industry and Professions Committee to the Education Committee.

Assembly No. 1275, as amended pursuant to the recommendations of the Governor, was taken up, read a second time, and ordered to a third reading.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill with amendment and without recommendation:

Senate No. 3413.

The Law, Public Safety and Defense Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1614.

The Labor, Industry and Professions Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 949.

The State Government, Federal and Interstate Relations and Veterans Affairs Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 720.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Senate No. 3345 and Assembly No. 324.

The Judiciary Committee reported the following bills favorably without amendment:

Senate Committee Substitute for Assembly No. 3173, Senate Committee Substitute for Assembly No. 3485, Assembly Nos. 97 and 3264.

The Education Committee reported the following bills favorably without amendment:

Senate No. 3462 and Assembly No. 3631.

The Labor, Industry and Professions Committee reported the following bill favorably without amendment:

Assembly No. 1318.

Senate No. 3413, as amended; Senate Nos. 3345 and 3462; Senate Committee Substitute for Assembly No. 3173, Senate Committee Substitute for Assembly No. 3485; Assembly Nos. 720, 949 and 1614, all with Senate committee amendments; Assembly Nos. 97, 324, 1318, 3264 and 3631 were taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1410, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 3345, Transportation and Communications Committee.

Assembly Concurrent Resolution No. 3046, without reference.

Assembly Joint Resolution No. 3017, without reference.

Assembly No. 721, Labor, Industry and Professions Committee.

Assembly No. 1845, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 3276, Revenue, Finance and Appropriations Committee.

Assembly No. 3335, Labor, Industry and Professions Committee.

Assembly No. 3448, without reference.

Assembly No. 3456, County and Municipal Government Committee.

Assembly No. 3479, County and Municipal Government Committee.

Assembly No. 3481, Labor, Industry and Professions Committee.

Assembly No. 3533, Energy and Environment Committee.

Assembly No. 3605, Labor, Industry and Professions Committee.

Assembly Committee Substitute for Assembly No. 3129, Law, Public Safety and Defense Committee.

Senate No. 1026, with Assembly committee amendments, without reference.

Senate No. 3018, with Assembly amendments, without reference.

Assembly No. 3548, Revenue, Finance and Appropriations Committee.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 3154, 3270, 3334, 3340 and 3370, which bills were ordered held for delivery to the Governor.

Senate No. 1026, with Assembly committee amendments, Senate No. 3018, with Assembly amendments, Assembly No. 1410, as amended pursuant to the recommendations of the Governor, Assembly No. 3448, Assembly Concurrent Resolution No. 3046 and Assembly Joint Resolution No. 3017 were taken up, read a second time, and ordered to a third reading.

Mr. Merlino appointed Mr. Hamilton to the Criminal Disposition Commission.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3478, by Ms. Lipman, Messrs. Feldman, Yates, Dumont and Ewing, Revenue, Finance and Appropriations Committee.

Senate No. 3479, by Mr. Feldman, Ms. Lipman, Messrs. Yates and Ewing, Education Committee.

On motion of Mr. Dwyer, Messrs. Scardino and Orechio were added as cosponsors of Senate Nos. 3441 and 3442.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, December 6, 1979 at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, December 6, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend John M. Oates, St. Michael's, Cranford, N. J.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —40.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

Senate No. 802, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feld-

man, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 1277, 3332, 3333, 3335, 3336, 3338, 3339 and 3408, which bills were ordered held for delivery to the Governor.

On motion of Mr. Musto, the following nominations were taken up:

To be Judge of the Tax Court, Marvin N. Rimm, of Margate, for the term of five years, as prescribed by law.

To be a member of the New Jersey Transit Corporation, Martin Brody, of Short Hills, for a term of one year, as prescribed by law.

To be a member of the New Jersey Transit Corporation, Verdell L. Roundtree, of Plainfield, for a term of two years, as prescribed by law.

To be a member of the New Jersey Transit Corporation, John McGoldrick, of Princeton, for a term of three years, as prescribed by law.

To be a member of the New Jersey Transit Corporation, William M. Rodgers, of North Brunswick, for a term of four years, as prescribed by law.

To be Major General of the Line, New Jersey Army National Guard, Brigadier General George J. Betor, of Trenton, for the term prescribed by law.

To be Brigadier General of the Line, New Jersey National Guard, Colonel Melvin J. Crain, of Beverly, for the term as prescribed by law.

To be a member of the Board of Professional Engineers and Land Surveyors, Edward A. Taratko, Jr., of Morristown, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Engineers and Land Surveyors, Robert C. Kirkpatrick, Jr., of Somerville, to succeed Frank Cannizzaro, for the term prescribed by law.

To be a member of the Advisory Council on Energy Planning and Conservation, Thomas E. Whaley, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Henry N. Drewry, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the Water Policy and Supply Council, Joseph T. Barber, of Trenton, to succeed Leo Motiuk, resigned, for the term prescribed by law.

To be a member of the State Board of Institutional Trustees, Josephine Underwood, of East Orange, to succeed Dr. Frank J. Hughes, for the term prescribed by law.

To be a member of the Health Care Facilities Financing Authority, Raleigh Rajoppi, of Springfield, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Mediation, Sanford Browde, of Livingston, to succeed himself, for the term prescribed by law.

To be a member of the State Board of Mediation, Dr. Herbert A. Levine, of Highland Park, to succeed Rev. Dr. Stephen W. Findlay, for the term prescribed by law.

To be a member of the Hudson County Board of Taxation, Anthony J. Cilento, of Hoboken, to succeed himself, for the term prescribed by law.

Upon the question, "Will the Senate advise and consent to the above nominations?" It was decided as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

The above nominations were declared unanimously confirmed.

Senate No. 3413, as amended, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Caufield, Dwyer, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Orechio, Perskie, J. Russo, Scardino, Weiss, Yates, Zane—14.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Friedland, Gagliano, Hagedorn, Kennedy, Laskin, Musto, Parker, Rodgers, A. Russo, Sheil, Skevin, Vreeland, Wallwork—19.

On motion of Mr. Perskie the rules were suspended and Senate No. 3413, as amended, was laid over.

Senate No. 1205, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dorsey, Dwyer, Errichetti, Feldman, Graves, Hamilton, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Weiss, Yates, Zane—24.

In the negative were—

Cafiero, DiFrancesco, Dodd, Dumont, Ewing, Hagedorn, Parker, Perskie—8.

Senate No. 1447 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Caufield, Feldman, Foran, Kennedy, Lipman, J. Russo, Scardino—7.

In the negative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Ewing, Gagliano, Graves, Hagedorn, Hirkala, Laskin, Maressa, Orechio, Parker, Perskie, A. Russo, Sheil, Skevin, Vreeland, Wallwork, Yates—22.

On motion of Mr. J. Russo, the rules were suspended and Senate No. 1447 was laid over.

Senate No. 3443 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3362, as amended, was given third reading.

Mr. Herbert moved to table Senate No. 3362, as amended, which motion lost by the following vote:

In the affirmative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Gagliano, Hagedorn, Hamilton, Herbert, Laskin, Merlino (President), Parker, Perskie, A. Russo, J. Russo —14.

In the negative were—

Bedell, Dodd, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Hirkala, Kennedy, Lipman, Musto, Orechio, Rodgers, Sheil, Wallwork, Yates, Zane—19.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Hagedorn, Hirkala, Lipman, Maressa, Musto, Orechio, Rodgers, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —27.

In the negative were—

Dumont, Gagliano, Hamilton, Herbert, Laskin, Parker, Perskie, A. Russo—8.

Assembly No. 1535 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Herbert, Kennedy, Laskin, Lipman, Orechio, Parker, Perskie, Rodgers, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates—25.

In the negative were—

Dumont, Maressa, Merlino (President), Musto, A. Russo, J. Russo—6.

On motion of Ms. Lipman Senate No. 3421, as amended, was placed back on second reading for the purpose of further amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Senate No. 3421, as further amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hamilton Senate Committee Substitute for Assembly No. 3173 was placed back on second reading for the purpose of amendment, and on motion the amendment was adopted by the following vote:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate Committee Substitute for Assembly No. 3173, as amended, was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Errichetti Assembly No. 1680, with Senate committee amendments, was placed back on second reading for the purpose of further amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Assembly No. 1680, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

Mr. Feldman assumed the duties of the Chair.

Senate No. 172, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Messrs. Dumont and Dodd that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 1263, as amended, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Senate No. 1506, as amended, was given third reading.

On motion of Messrs. Cafiero and Parker that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3245 was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3297, as amended, was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 23, with Senate committee amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J.

Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

On motion of Mr. Orechio, Senate Concurrent Resolution No. 3034 was adopted by voice vote.

Assembly No. 579 was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 1634 was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 1858, with Senate amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton,

Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—33.

In the negative were—

Dorsey, Laskin, Parker—3.

Assembly No. 3039 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 3042 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 3266 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman,

Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 3573 was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Assembly No. 3585 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Assembly Joint Resolution No. 3017 was given third reading.

On motion of Mr. Maressa that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

On motion of Mr. J. Russo Assembly No. 3631 was substituted for Senate No. 3462 with which it is identical.

Assembly No. 3631 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Laskin, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

On motion of Mr. J. Russo Assembly No. 1780 was recommitted.

On motion of Mr. Dwyer Assembly Committee Substitute for Assembly No. 1877 was referred to the Revenue, Finance and Appropriations Committee.

On motion of Mr. Musto Assembly No. 3335 was transferred to the Judiciary Committee.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate Nos. 19 and 1410 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate Nos. 19 and 1410, both as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate Nos. 19 and 1410, both as amended pursuant to the recommendations of the Governor, were taken up, read a second time, and ordered to a third reading.

The Institutions, Health and Welfare Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3096.

The Energy and Environment Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly Nos. 1819 and 3037.

The Revenue, Finance and Appropriations Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate Nos. 1104 and 3478; and Assembly Nos. 1735 and 3281.

The County and Municipal Government Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 403; Assembly Committee Substitute for Assembly No. 1694; and Assembly Nos. 3170, 3479 and 3591.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Senate Committee Substitute for Senate No. 3250; Senate No. 3470; Assembly Committee Substitute for Assembly No. 1755; and Assembly Nos. 148, 978, 1469, 1471, 1683, 3139, 3163, 3358, 3372, 3456 and 3461.

The Institutions, Health and Welfare Committee reported the following bill favorably without amendment:

Assembly No. 3271.

The Energy and Environment Committee reported the following bills favorably without amendment:

Senate Nos. 3460 and 3477; and Assembly No. 3533.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Senate No. 3306; Assembly Committee Substitute for Assembly No. 1877; and Assembly Nos. 419, 881, 3275, 3276, 3422 and 3548.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Committee Substitute for Senate No. 802; Senate Nos. 1057, 3026, 3046 and 3242, which bills were ordered held for delivery to the Governor.

Senate Nos. 403, 1104, 3096 and 3478, all as amended; Senate Committee Substitute for Senate No. 3250; Senate Nos. 3306, 3460, 3470 and 3477; Assembly Committee Substitute for Assembly No. 1694, with Senate committee amendments, Assembly Nos. 1735, 1819, 3037, 3170, 3281, 3479 and 3591, all with Senate committee amendments; Assembly Committee Substitute for Assembly No. 1755 and Assembly Committee Substitute for Assembly No. 1877; and Assembly Nos. 148, 419, 881, 978, 1469, 1471, 1683, 3139, 3163, 3271, 3275, 3276, 3358, 3372, 3422, 3456, 3461, 3533 and 3548 were taken up, read a second time, and ordered to a third reading.

The following communications were received from the Governor:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
December 6, 1979.

SENATE BILL No. 1267

To the Senate:

Pursuant to Article V, Section 1, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 1267 without my approval.

This bill would restore the Sunday closing laws which would have been repealed by the "New Jersey Code of Criminal Justice", P. L. 1978, c. 94. This bill is no longer necessary because Section 145 of P. L. 1979, c. 178 saved the Sunday closing laws from repeal.

For this reason I am returning Senate Bill No. 1267 without my approval.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
December 6, 1979.

SENATE BILL No. 1472

To the Senate:

Pursuant to Article V, Section 1, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 1472 without my approval.

This bill would amend N. J. S. 2C:21–19 to permit "any nonprofit consumer credit counseling agency" to act as a debt adjuster without violating the New Jersey Code of Criminal Justice. The bill is intended to correct an inadvertent omission from the Code. I am returning this bill because that omission was corrected by Section 42 of P. L. 1979, c. 173. This bill is no longer necessary and I am therefore returning the bill without my approval.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

On motion of Mr. J. Russo, the communications were spread in full upon the journal.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1110, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 1111, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 1112, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 3093, Law, Public Safety and Defense Committee.

Assembly No. 3110, County and Municipal Government Committee.

Assembly No. 3180, Law, Public Safety and Defense Committee.

Assembly No. 3184, Judiciary Committee.

Assembly No. 3427, Energy and Environment Committee.

Assembly No. 3570, County and Municpal Government Committee.

Assembly Concurrent Resolution No. 3049, County and Municipal Government Committee.

Senate No. 3066, with Assembly committee amendments, without reference.

Senate No. 3066, with Assembly committee amendments, and Assembly Nos. 1110, 1111 and 1112, all as amended pursuant to the recommendations of the Governor, were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Skevin, Messrs. Dwyer, Scardino, Hamilton, A. Russo, Vreeland and Hagedorn were added as cosponsors of Senate No. 3096.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3480, by Messrs. J. Russo and Dodd, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 3481, by Messrs. Kennedy and Gagliano, Education Committee.

Senate No. 3482, by Mr. Dumont, without reference.

Senate No. 3482 was taken up, read a second time and ordered to a third reading.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns it be to meet on Saturday, December 8, at 10 a.m., and that when it then adjourn it be to meet on Monday, December 10, 1979, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

SATURDAY, December 8, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, December 10, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Monsignor Joseph Shenrock, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

On the motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill:

Senate No. 3362, which bill was ordered held for delivery to the Governor.

The Institutions, Health and Welfare Committee reported the following bill favorably by committee substitute:

Assembly No. 1265.

Senate Committee Sustitute for Assembly No. 1265 was taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate Committee Substitute for Assembly No. 1265 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feld-

man, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—37.

In the negative—None.

Senate Committee Substitute for Assembly No. 1265 was given third reading by emergency resolution.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The following communication was received from the Governor:

State of New Jersey,
Executive Department,
December 10, 1979.

Senate Bill No. 3401

To the Senate:

Pursuant to Article V, Section I, paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 3401 with my objection.

This bill would permit a judge who has served at least 4 years as a judge to receive a judicial pension if he has served at least 25 years in the aggregate in a public office or public employment in this State or its political subdivisions. The bill would provide a pension of one-half of the judge's final salary.

I intend to sign this bill if it is amended to provide that the judge must waive his rights under other New Jersey public pension systems in order to qualify for a judicial pension.

Accordingly, I herewith return Senate Bill No. 3401 for reconsideration and recommend that it be amended as follows:

Page 1, Section 1, Line 10: After "salary,", insert "Any judge who accepts a judicial pension pursuant to this act shall waive for himself, his heirs and his beneficiaries all of his rights under any other public pension system established under any law of this State."

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

On motion of Mr. J. Russo the communication was spread in full upon the journal.

Mr. J. Russo offered the following resolution, which was read and adopted by the following vote:

Be It Resolved, That Senate No. 3401 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Be It Further Resolved, That Senate No. 3401, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3401, as amended pursuant to the recommendations of the Governor, was taken up, read a second time, and ordered to a third reading.

Mr. Herbert offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 3401, as amended pursuant to the recommendations of the Governor, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3401, as amended pursuant to the recommendations of the Governor, was given third reading by emergency resolution.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 1735, with Senate committee amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feld-

man, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Senate committee substitute for Assembly No. 3485 was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 1275, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Hagedorn, Hamilton, Kennedy, Lipman, Merlino (President), Parker, Rodgers, Vreeland, Wallwork, Yates, Zane—21.

In the negative were—

Herbert, Musto, Perskie, J. Russo, Weiss—5.

Senate No. 3306 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman,

Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3096, as amended, was given third reading.

On motion of Mr. Skevin that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3169, as amended, was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3345 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dwyer, Errichetti, Ewing, Feldman, Friedland,

Graves, Gregorio, Hamilton, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—28.

In the negative were—

Dumont, Foran, Hagedorn—3.

Assembly No. 643, with Senate amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 675, with Senate committee amendments, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 3062 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative was—J. Russo—1.

Assembly No. 3268, with Senate committee amendments, was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Mr. Feldman assumed the duties of the Chair.

Senate No. 19, as amended pursuant to the recomendations of the Governor, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Senate No. 403, as amended, was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Weiss, Yates, Zane—35.

In the negative was—Perskie—1.

Senate No. 685, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Mr. Merlino resumed the duties of the Chair.

Senate No. 1026, with Assembly committee amendments, was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker,

Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 1410, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. J. Russo for Mr. Merlino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3018, with Assembly amendments, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3421, as amended, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feld-

man, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

On motion of Mr. Dodd Assembly No. 3448 was substituted for Senate No. 3353, as amended, with which it is identical, and Mr. Dodd was added as cosponsor of Assembly No. 3448.

Assembly No. 3448 was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate Joint Resolution No. 22 was given third reading.

On motion of Mr. Parker that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3477 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 1050 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Assembly No. 1110, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil,

Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —36.

In the negative—None.

Assembly No. 1111, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 1112, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Assembly No. 1624 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feld-

man, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Assembly No. 1625 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 1822 was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 3020, with Senate committee amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—36.

In the negative—None.

Assembly No. 3233 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly Concurrent Resolution No. 3046 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bill, which bill was read for the first time and given no reference.

Senate No. 3248, with Assembly amendments.

On motion of Mr. Graves that the Senate concur in the Assembly amendments to Senate No. 3248, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

On motion of Ms. Lipman Assembly No. 351, with Senate committee amendments, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 351, with further Senate amendments, was taken up, read a second time and ordered to a third reading.

Mr. Foran offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on

the Journal of the Senate, that Assembly No. 351, with further Senate amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly No. 351, with further Senate amendments, was given third reading by emergency resolution.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

The Labor, Industry and Professions Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Senate No. 3476.

Senate No. 3476, as amended, was taken up, read a second time, and ordered to a third reading.

Mr. Bedell offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 3476, as amended,

is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

Senate No. 3476, as amended, was given third reading by emergency resolution.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork—31.

In the negative were—

Graves, Perskie, Yates—3.

The President announced receipt of and directed the Secretary to read 9 letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be a member of the Board of Trustees of the State School for the Arts, Gloria Bonilla, of Camden, for a term of four years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Audree Estey, of Princeton, for a term of four years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Jean Gappert, of Trenton, for a term of two years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Isabelle L. Kirchner, of Union, for a term of six years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Eric Krebs, of New Brunswick, for a term of six years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Alan V. Lowenstein, of Newark, for a term of six years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Mrs. Robert W. Matthies, of Rutherford, for a term of four years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Charles K. Robinson, of Kearny, for a term of four years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Clinton C. Crocker, of New Shrewsbury, for a term of six years, as prescribed by law.

The above nominations were referred to the Judiciary Committee.

Mr. Merlino appointed Mr. Laskin to the Criminal Disposition Commission.

On motion of Mr. Musto Assembly No. 3335 was transferred from the Labor, Industry and Professions Committee to the Judiciary Committee.

On motion of Mr. Musto, Assembly No. 3570 was transferred from the County and Municipal Government Committee to the Judiciary Committee.

The Judiciary Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 916.

The Institutions, Health and Welfare Committee reported the following bill with amendment, and without recommendation:

Assembly Committee Substitute for Assembly No. 654.

The Labor, Industry and Professions Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 1626.

The Law, Public Safety and Defense Committee reported the following bills favorably without amendment:

Assembly Committee Substitute for Assembly No. 3129; Assembly Nos. 1131, 3067 and 3093; and Senate No. 3428.

The Judiciary Committee reported the following bills favorably without amendment:

Assembly Nos. 902, 3335 and 3570.

The Labor, Industry and Professions Committee reported the following bills favorably without amendment:

Assembly Nos. 690, 721, 1114, 1115, 1116 and 3481.

Senate No. 3428; Assembly Committee Substitute for Assembly No. 654 with Senate committee amendments; Assembly Nos. 916 and 1626, both with Senate committee amendments; Assembly Committee Substitute for Assembly No. 3129; and Assembly Nos. 690, 721, 902, 1114, 1115, 1116, 1131, 3067, 3093, 3335, 3481 and 3570 were taken up, read a second time, and ordered to a third reading.

The following communications were received from the Governor:

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
December 10, 1979.

SENATE BILL No. 1408 (4th OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 1408 (4th OCR), with my objections for reconsideration.

This measure proposes to supplement the Consumer Fraud Act by adding a "truth-in-menu" provision. This bill would prohibit restaurants, hotels, cafes, lunch counters or other eating establishments from misrepresenting food or food products on their menus or other posted information, including advertising.

The sponsor's desire to help consumers is certainly laudable, however, I am troubled by the need for state governmental agents to inspect menus and commercial kitchens or to taste test products at a time when other budgetary priorities exist.

I would recommend a different approach i.e. a self help remedy which would provide restitution to the defrauded customer or patron, as well as local enforcement by certified county and municipal consumer protection personnel.

Accordingly, I respectfully recommend the following changes in Senate Bill No. 1408:

Page 2, Section 2, after line 11 insert new sections 3 and 4 as follows:

"3. Any person violating the provisions of the within act shall be liable for a refund of all moneys acquired by means of any practice declared herein to be unlawful."

"4. The refund of moneys herein provided for may be recovered in a private action or by such persons authorized to initiate actions pursuant to P. L. 1975, c. 376 (C. 40:23–6.47 et seq.)."

Page 2, section 3, line 1, omit "3", insert "5".

Page 2, section 4, line 1, omit "4", insert "6".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT
December 10, 1979.

SENATE BILL No. 650 (2nd OCR)

To the Senate:

Pursuant to Article V, Section 1, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 650 with my objections for your reconsideration.

This bill amends the statute which provides for liability of a person having custody of a minor who willfully, maliciously or unlawfully destroys or injures the property of another. Senate Bill No. 650 raises the age of minority from 16 to 18 for purposes of "parental" liability, and increases the monetary limit of liability from $250 to $2,000.

I agree with the age amendment which brings this law into the general rule regarding the age of majority in this State. However, I disagree with placing any limitation on the amount of recovery that can be had against the person with custody of an offending minor, assuming, of course, that liability can be proven. While increasing the recovery limit from $250 to $2,000 is a step in the right direction, I believe it would be better to eliminate the limitation altogether, and to permit recovery as in any other tort case.

Accordingly, I herewith return Senate Bill No. 650 for reconsideration and recommend that it be amended as follows:

Section 2, line 8, delete ", provided that no".

Section 2, line 9, delete entirely.

Section 2, line 10, delete entirely except for final period.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

On motion of Mr. J. Russo the communications were spread in full upon the journal.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3483, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3484, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3485, by Mr. Bedell, Labor, Industry and Professions Committee.

Senate No. 3486, by Mr. Merlino, without reference.

Senate No. 3487, by Mr. Gregorio, Revenue, Finance and Appropriations Committee.

Senate No. 3488, by Mr. Gregorio, Revenue, Finance and Appropriations Committee.

Senate No. 3489, by Mr. Gregorio, Revenue, Finance and Appropriations Committee.

Senate No. 3486 was taken up, read a second time, and ordered to a third reading.

The Judiciary Committee reported the following nominations favorably:

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Dr. Herbert Holmes of Maplewood, to succeed himself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Dr. Franklin P. Gerard, of Glen Ridge, to succeed himself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Clive S. Cummis, of West Orange, to succeed Jacob Oxman, D.D.S., of Short Hills, for the term prescribed by law.

To be a member of the Civil Service Commission, Rose Teague, of Paramus, to succeed Thomas DeLuca, of Scotch Plains, resigned, for the term prescribed by law.

To be a member of the Violent Crimes Compensation Board, Thomas A. Kaczmarek, of Clark, to succeed himself, for the term prescribed by law.

To be a member of the Carnival Amusement Ride Safety Advisory Board, Herman Jamnik, of Scotch Plains, to succeed James Stewart, of Hamilton Township, resigned, for the term prescribed by law.

To be a member of the Carnival Amusement Ride Safety Advisory Board, Michael A. Mottola, of Lake Hopatcong, to succeed Victor M. Gardella, resigned, for the term prescribed by law.

To be a member of the Department of Corrections Advisory Council, David Einhorn, of Milford, to succeed Alex Morisey, of Vineland, resigned, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Sister Margherita Marchione, of Morristown, to succeed herself, for the term prescribed by law.

To be a member of the Advisory Council on Energy Planning and Conservation, Walter F. Allaire, of Sparta, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Planners, Dean Kitchell Boorman, of Montclair, to succeed Alfred H. Linden, of Westfield, for the term prescribed by law.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 962, 1220, 3016, 3146, 3439, 3440, and Senate Joint Resolution No. 3011, which bills were ordered held for delivery to the Governor.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 176, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 352, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 871, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 1144, as amended pursuant to the recommendations of the Governor, without reference.

Assembly No. 1923, Law, Public Safety and Defense Committee.

Assembly No. 3040, County and Municipal Government Committee.

Assembly No. 3048, Law, Public Safety and Defense Committee.

Assembly No. 3189, Labor, Industry and Professions Committee.

Assembly No. 3190, Labor, Industry and Professions Committee.

Assembly No. 3313, as amended pursuant to the recommedations of the Governor, without reference.

Assembly No. 3552, Revenue, Finance and Appropriations Committee.

Assembly No. 3410, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Assembly No. 3473, Energy and Environment Committee.

Assembly No. 3597, Judiciary Committee.

Assembly No. 3651, without reference.

Assembly No. 3659, County and Municipal Government Committee.

Assembly Concurrent Resolution No. 85, State Government, Federal and Interstate Relations and Veterans Affairs Committee.

Senate No. 250, with Assembly amendments, without reference.

Senate No. 1115, with Assembly amendments, without reference.

Senate No. 1492, with Assembly amendments, without reference.

Assembly Nos. 1776, 871, 1144 and 3313, all as amended pursuant to the recommendations of the Governor; Assembly No. 3651; and Senate Nos. 250, 1115 and 1492, all with Assembly amendments, were taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, December 13, at 10 a.m. and that when it then adjourn, it be to meet on Saturday, December 15, at 10 a.m., and that when it then adjourn it be to meet on Monday, December 17, 1979 at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

THURSDAY, December 13, 1979.

The Senate met at 10 a.m.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, December, 15, 1979.

The Senate met at 10 a.m.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, December 17, 1979.

At 2 p.m. the Senate met.

The session was opened with prayer by Msgr. James P. McManimon.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—36.

On motion of Mr. Dwyer the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 19, 792, 1410, 3162, 3183, 3306, 3311, 3401, 3409 and 3443; and Senate Joint Resolution No. 22, which bills were ordered held for delivery to the Governor; and Senate Concurrent Resolution No. 3006, which bill was ordered held for delivery to the Secretary of State.

Senate No. 3460 was given third reading.

On motion of Messrs. Cafiero and Gregorio that the bill pass the vote was as follows:

In the affirmative were—

> Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Senate No. 3470 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—32.

In the negative—None.

Assembly No. 324, with Senate committee amendments, was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 359 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 1139 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Assembly No. 1410, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Assembly No. 1614, with Senate committee amendments, was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Orechio, Parker, Perskie,

Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—33.

In the negative was—Zane—1.

Assembly No. 1680, with Senate amendments, was given third reading.

On motion of Mr. Errichetti that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Hirkala, Kennedy, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

Assembly No. 1683 was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 1694, with Senate committee amendments, was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman,

Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Assembly No. 3422 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates—33.

In the negative was—Zane—1.

Assembly No. 3533 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Assembly No. 3548 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn,

Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Assembly No. 16 was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Assembly No. 690 was given third reading.

On motion of Mr. Errichetti that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane —35.

In the negative—None.

Assembly No. 3313, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Fried-

land, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—34.

In the negative—None.

Assembly No. 3570 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—35.

In the negative—None.

Assembly No. 3093 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Weiss, Yates, Zane—33.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bill, which bill was read for the first time and given no reference:

Assembly No. 3440.

Assembly No. 3440 was taken up, read a second time, and ordered to a third reading.

On motion of Ms. Lipman Assembly No. 3440 was substituted for Senate No. 3478, as amended with which it is identical, and Ms. Lipman was added as cosponsor of Assembly No. 3440.

Assembly No. 3440 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

> Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative—None.

Mr. Graves offered the following resolution, which was read and adopted:

Resolved, That Senate No. 1408 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate No. 1408, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate No. 1408, as amended pursuant to the recommendations of the Governor, was taken up, read a second time, and ordered to a third reading.

Mr. Graves offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 1408, as amended pursuant to the recommendations of the Governor, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

> Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland,

Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—32.

In the negative—None.

Senate No. 1408, as amended pursuant to the recommendations of the Governor, was given third reading by emergency resolution.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—34.

In the negative—None.

On motion of Mr. Perskie Assembly No. 3479, with Senate committee amendments, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—30.

In the negative—None.

Assembly No. 3479, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

Mr. Perskie offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3479, with Senate amendments, is a nemergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative—None.

Assembly No. 3479, with Senate amendments, was given third reading by emergency resolution.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative —None.

On motion of Mr. Hamilton, Senate Committee Substitute for Assembly No. 3173, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie,

Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative—None.

Senate Committee Substitute for Assembly No. 3173, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

Mr. Hamilton offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate Committee Substitute for Assembly No. 3173, with Senate amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative—None.

Senate Committee Substitute for Assembly No. 3173, with Senate amendments, was given third reading by emergency resolution.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—32.

In the negative—None.

On the motion of Mr. Scardino Assembly No. 148 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—34.

In the negative—None.

Assembly No. 148, with Senate amendment, was taken up, read a second time, and ordered to a third reading.

Mr. Scardino offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 148, with Senate amendment, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—34.

In the negative—None.

Assembly No. 148, with Senate amendment, was given third reading by emergency resolution.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland,

Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative—None.

The County and Municipal Government Committee reported the following bill favorably without amendment:

Assembly No. 3659.

Assembly No. 3659 was taken up, read a second time, and ordered to a third reading.

Mr. Perskie offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3659 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—34.

In the negative—None.

Assembly No. 3659 was given third reading by emergency resolution.

On motion of Mr. Kennedy that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino,

Sheil, Skevin, Vreeland, Wallwork, Yates, Zane —35.

In the negative—None.

The President announced receipt of and directed the Secretary to read three letters from the Governor, nominating for appointment, with the advice and consent of the Senate, to the offices indicated, the following:

To be Judge of the Superior Court, Burrell Ives Humphreys, of Wayne, for the term prescribed by law.

To be a member of the Board of Recreation Examiners, Nathaniel Washington, of Newark, to succeed Fay Kessler Hortz, for the term prescribed by law.

To be a member of the Advisory Board on Carnival Amusement Ride Safety, Charlotte DeFilippo, of Hillside, to succeed William Shiel, resigned, for the term prescribed by law.

The above nominations were referred to the Judiciary Committee.

The Judiciary Committee reported the following nominations favorably:

To be Judge of the Superior Court, Burrell Ives Humphreys, of Wayne, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Donald A. Sinclair, of Highland Park, to succeed himself, for the term prescribed by law.

To be a member of the Higher Education Assistance Authority, Solomon Rogoff, of Cedar Grove, to succeed Ravenel B. Curry, resigned, of Summit, for the term prescribed by law.

To be a member of the Police Training Commission, Bernard G. Peltz, of Hopewell, to succeed himself, for the term prescribed by law.

To be members of the Marine Fisheries Council:

Raymond T. Richardson, of Port Monmouth, for the term prescribed by law.

Ralph A. Real, of West Deal, for the term of one year, as prescribed by law.

James C. Reynolds, of Brigantine, for the term of two years, as prescribed by law.

Thomas C. Brown, of West Orange, for the term of three years, as prescribed by law.

To be a member of the Advisory Council on Energy Planning and Conservation, John H. Nichols, Jr., of Short Hills, to succeed himself, for the term prescribed by law.

On motion of Mr. Musto, the following nomination was taken up:

To be Judge of the Superior Court, Burrell Ives Humphreys, of Wayne, for the term prescribed by law.

On motion of Mr. Musto that the Senate do declare the confirmation of the above nomination to be an emergency matter, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane —35.

In the negative—None.

Upon the question "Will the Senate advise and consent to the above nomination?" it was decided as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane —35.

In the negative—None.

The above nomination was declared unanimously confirmed.

On motion of Mr. Musto, the following nominations were taken up:

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Dr. Herbert Holmes, of South Orange, to succeed himself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Dr. Franklin Patrick Gerard, of Glen Ridge, to succeed himself, for the term prescribed by law.

To be a member of the Board of Trustees, New Jersey College of Medicine and Dentistry, Clive S. Cummis, of West Orange, to succeed Jacob Oxman, D.D.S., for the term prescribed by law.

To be a member of the Civil Service Commission, Rose Teague, of Paramus, to secceed Thomas DeLuca, resigned, for the term prescribed by law.

To be a member of the Violent Crimes Compensation Board, Thomas A. Kaczmarek, of Clark, to succeed himself, for the term prescribed by law.

To be a member of the Carnival Amusement Ride Safety Advisory Board, Herman Jamnik, of Scotch Plains, to succeed James Stewart, resigned, for the term prescribed by law.

To be a member of the Carnival Amusement Ride Safety Advisory Board, Michael A. Mottola, of Lake Hopatcong, to succeed Victor M. Gardella, resigned, for the term prescribed by law.

To be a member of the Department of Corrections Advisory Council, David Einhorn, of Milford, to succeed Alex Morisey, resigned, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Sister Margherita Marchione, of Morristown, to succeed herself, for the term prescribed by law.

To be a member of the Advisory Council on Energy Planning and Conservation, Walter F. Allaire, of Sparta, to succeed himself, for the term prescribed by law.

To be a member of the Board of Professional Planners, Dean Kitchell Boorman, of Montclair, to succeed Alfred H. Linden, for the term prescribed by law.

To be a member of the New Jersey Historical Commission, Donald A. Sinclair, of Highland Park, to succeed himself, for the term prescribed by law.

To be a member of the Higher Education Assistance Authority, Solomon Rogoff, of Cedar Grove, to succeed Ravenel B. Curry, resigned, for the term prescribed by law.

To be a member of the Police Training Commission, Bernard G. Peltz, of Hopewell, to succeed himself, for the term prescribed by law.

To be a member of the Marine Fisheries Council, Raymond T. Richardson, of Port Monmouth, for the term of one year, as prescribed by law.

To be a member of the Marine Fisheries Council, Ralph A. Real, of West Deal, for the term of one year, as prescribed by law.

To be a member of the Marine Fisheries Council, James C. Reynolds, of Brigantine, for the term of two years, as prescribed by law.

To be a member of the Marine Fisheries Council, Thomas Conroy Brown, of West Orange, for the term of three years, as prescribed by law.

To be a member of the Advisory Council on Energy Planning and Conservation, John H. Nichols, Jr., of Short Hills, to succeed himself, for the term prescribed by law.

Upon the question, "Will the Senate advise and consent to the above nominations?" it was decided as follows:

In the affirmative were—

> Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—32.

In the negative—None.

The above nominations were declared unanimously confirmed.

Mr. Dwyer moved to suspend the Rules on the 30 bills limit, which motion was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dumont, Dwyer, Errichetti, Ewing, Feldman, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Skevin, Vreeland, Wallwork, Yates, Zane—29.

In the negative was—Foran—1.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bill, which bill was read for the first time and given no reference:

Senate No. 3467, with Assembly amendments.

Senate No. 3467, with Assembly amendments, was taken up, read a second time, and ordered to a third reading.

Senate No. 3467, with Assembly amendments, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Yates, Zane—25.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Ewing, Gagliano, Hagedorn, Parker, Vreeland, Wallwork—9.

Assembly No. 3037, with Senate committee amendments, was given third reading.

On motion of Mr. DiFrancesco that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Fried-

land, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative—None.

Assembly No. 97 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—32.

In the negative—None.

Assembly No. 720, with Senate committee amendments, was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Skevin, Yates, Zane—26.

In the negative were—

Cafiero, Ewing, Gagliano, Hagedorn, Kennedy, Wallwork—6

On motion of Mr. Hamilton Assembly No. 1318 was placed back on second reading for the purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Caufield, Dorsey, Dumont, Dwyer, Errichetti, Foran, Graves, Gregorio, Hagedorn, Hamilton, Hirkala, Lipman, Merlino (President), Musto, Orechio, Parker, Scardino, Skevin, Vreeland, Wallwork—21.

In the negative—None.

Assembly No. 1318, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

Assembly No. 1469 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative—None.

On motion of Mr. Hamilton Assembly No. 949, with Senate committee amendments, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates—31.

In the negative—None.

Assembly No. 949, with further Senate amendments, was taken up, read a second time, and ordered to a third reading.

Assembly No. 654, with Senate committee amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Yates—21.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Parker, Vreeland, Zane—12.

Assembly No. 3139 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Yates, Zane—23.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Parker, Vreeland, Wallwork—12.

On motion of Mr. Hirkala, Assembly Committee Substitute for Assembly No. 3154 was substituted for Senate Committee Substitute for Senate No. 3141 with which it is identical, and Mr. Hirkala was added as cosponsor of Assembly Committee Substitute for Assembly No. 3154.

Assembly Committee Substitute for Assembly No. 3154 was given third reading.

On motion of Mr. Hirkala that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dwyer, Errichetti, Feldman, Foran, Friedand,

Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—30.

In the negative were—

Dumont, Ewing—2.

On motion of Ms. Lipman Assembly No. 3281, with Senate committee amendments, was substituted for Senate No. 1104, as amended, with which it is identical, and Ms. Lipman was added as cosponsor of Assembly No. 3281, with Senate committee amendments.

Assembly No. 3281, with Senate committee amendments, was given third reading

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—35.

In the negative—None.

Assembly No. 3170, with Senate committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative—None.

Assembly No. 3264 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, Scardino, Skevin, Vreeland, Yates, Zane—28.

In the negative were—

Caufield, Dorsey, Friedland, A. Russo, Wallwork —5.

Assembly No. 3275 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Yates, Zane—25.

In the negative were—

Dumont, Hagedorn, Kennedy, Parker, Wallwork —5.

On motion of Mr. Bedell Senate No. 3281, as amended, was placed back on second reading for the purpose of further amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Errichetti, Feldman, Foran, Friedland, Gagliano, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Yates, Zane—29.

In the negative—None.

Senate No. 3281, as further amended, was taken up, read a second time, and ordered to a third reading.

Assembly No. 3276 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—35.

In the negative—None.

Assembly No. 3358 was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—34.

In the negative—None.

Senate No. 250, with Assembly amendments, was given third reading.

On motion of Mr. Scardino that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie,

Rodgers, A. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—33.

In the negative was—Parker—1.

Assembly No. 3651 was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Skevin, Yates, Zane—23.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Vreeland, Wallwork—10.

Mr. Hamilton offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 949, with Senate amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Skevin, Vreeland, Wallwork, Yates—32.

In the negative—None.

Assembly No. 949, with Senate amendments, was given third reading by emergency resolution.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dorsey, Dumont, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Skevin, Vreeland, Wallwork, Yates —30.

In the negative was—Zane—1.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 605, State Government, Federal and Interstate Relations and Federal Affairs Committee.

Assembly No. 3301, County and Municipal Government Committee.

Assembly No. 3389, Agriculture Committee.

Assembly No. 3454, Law, Public Safety and Defense Committee.

Assembly No. 3639, without reference.

Senate No. 3072, with Assembly amendment, without reference.

Senate No. 3080, with Assembly amendment, without reference.

Senate Nos. 3072 and 3080, both with Assembly amendments, and Assembly No. 3639 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Hirkala Assembly No. 1819, with Senate committee amendments, was referred to the Revenue, Finance and Appropriations Committee and Assembly Nos. 1877 and 1878, both with Senate committee amendments, were referred to the Judiciary Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3490, by Mr. Hirkala, Energy and Environment Committee.

Senate No. 3491, by Messrs. Friedland, Bedell and Gregorio, Labor, Industry and Professions Committee.

Senate No. 3492, by Mr. Gregorio, Labor, Industry and Professions Committee.

Senate No. 3493, by Messrs. Dwyer, Hamilton and Weiss, without reference.

Senate No. 3494, by Ms. Lipman, without reference.

Senate No. 3495, by Messrs. Gregorio, Rodgers, Kennedy and Bedell, Labor, Industry and Professions Committee.

Senate No. 3496, by Mr. Zane, without reference.

Senate No. 3498, by Mr. Gregorio, without reference.

Senate No. 3499, by Mr. Gregorio, without reference.

Senate No. 3500, by Mr. Gregorio, without reference.

Senate Joint Resolution No. 3012, by Mr. Hamilton, without reference.

Senate Nos. 3493, 3494, 3496, 3498, 3499 and 3500 and Senate Joint Resolution No. 3012 were taken up, read a second time, and ordered to a third reading.

The Institutions, Health and Welfare Committee reported the following bills favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly Nos. 758, 3075 and 3263.

The Labor, Industry and Professions Committee reported the following bill with amendment without recommendation:

Senate No. 3282.

The Revenue, Finance and Appropriations Committee reported the following bill favorably with amendment, and on motion of the chairman the amendments were adopted:

Assembly No. 10.

The Labor, Industry and Professions Committee reported the following bill favorably without amendment:

Senate No. 3491.

The Labor, Industry and Professions Committee reported the following bill without recommendation:

Senate No. 3492.

The Labor, Industry and Professions Committee reported the following bill by committee substitute:

Senate No. 3279.

The County and Municipal Government Committee reported the following bills favorably without amendment:

Assembly No. 3040 and Assembly No. 1892, as amended pursuant to the recommendations of the Governor.

The County and Municipal Government Committee reported the following bill without recommendation:

Assembly No. 3027.

The Energy and Environment Committee reported the following bills favorably without amendment:

Senate No. 3490 and Assembly Nos. 3427 and 3473.

The Judiciary Committee reported the following bills favorably without amendment:

Assembly Nos. 847 and 3184.

The Revenue, Finance and Appropriations Committee reported the following bills favorably without amendment:

Assembly Nos. 3509 and 3542.

Senate No. 3282, as amended; Senate Committee Substitute for Senate No. 3279; Senate Nos. 3490, 3491 and 3492; Assembly Nos. 10, 758, 3075 and 3263, all with Senate committee amendments; Assembly Nos. 847, 3027, 3040, 3184, 3427, 3473, 3509 and 3542; and Assembly No. 1892, as amended pursuant to the recommendations of the Governor were taken up, read a second time, and ordered to a third reading.

The following communications were received from the Governor:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
December 17, 1979.

SENATE BILL No. 60 (Official Copy Reprint)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 60 (Official Copy Reprint) with my objections for reconsideration.

This bill would require all local units of government that do not deposit their funds in the New Jersey Cash Management Fund to invest their money in interest-earning accounts in banks and savings and loan associations. Specifically, the legislation would require that funds must be placed in a public depository which allows interest on all balances deposited and that all funds other than minimum amounts in checking accounts for cash disbursement purposes must be in interest bearing accounts, or when more compatible with cash flow requirements, in time accounts with interest. Local governments could agree with banks to deposit funds in non-interest bearing accounts in exchange for bank services such as free checking, check processing, bonding assistance and payroll service. Such service arrangements would have to be approved by the Division of Local Government Services to assure that the nature and amount of such service would be sufficient to compensate the local governments for the amount of interest which otherwise would have been earned.

I agree with the concept of the legislation to foster good financial practices by local officials. However, I am concerned that local officials would not have administrative sufficient flexibility to carry out their obligations under this act.

Accordingly, I respectfully recommend the following amendments to Senate Bill No. 60 (Official Copy Reprint):

> Page 2, New Section: "2. The Division of Local Government Services shall adopt rules and regulations to implement this act. The Division may provide for a grace period of time to permit local administrators flexibility in transferring funds between accounts and for variances from the rules and regulations for the

handling of small amounts of money as defined by the Division."

Page 2, Section 2, line 1: Delete "2" insert "3".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
December 17, 1979.

SENATE BILL No. 1398 (Official Copy Reprint)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I return Senate Bill No. 1398 (Official Copy Reprint), with my objections, for reconsideration.

This bill would replace outmoded penalties concerning condemned shellfish and shellfish beds with modern penalties and would recodify certain environmental protection statutes. While I agree with updating the statutes one change made by the bill appears to need modification. Section 9 of the bill provides that a person who violates certain provisions of the bill will be subject to a civil penalty for a first offense and a civil and criminal penalty for subsequent offenses. The Attorney General's office advises me that it would be appropriate to make the penalties either entirely civil or criminal.

The Department of Environmental Protection indicates that the criminal incarceration in the present statute serves as a valuable deterrent to illegal clamming. Further, the potential detrimental health effects from the sale and consumption of clams illegally taken from polluted waters would appear to justify chiminal penalties for these abuses.

Accordingly, I herewith return Senate Bill No. 1398 (Official Copy Reprint) for reconsideration and recommend that it be amended as follows:

Page 2, Section 9, lines 3 through 12: beginning with "shall" on line 3 delete the entire text and insert "is guilty of a petty disorderly persons offense and any

such person convicted of a subsequent offense is guilty of a disorderly persons offense''.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
December 17, 1979.

SENATE BILL No. 3043 (Second Official Copy Reprint)

To the Senate:

Pursuant to Article V, Section 1, Paragraph 14(b) of the Constitution, I am returning Senate Bill No. 3043 (Second Official Copy Reprint), with my objections, for reconsideration.

This bill would significantly increase the level of funeral expenses paid by county welfare agencies for the burial of deceased persons who had been receiving old age assistance. This cost is shared 75% by the State, 25% by the counties.

Currently funeral directors are paid $350.00 ($255.00 federal social security and $95.00 State and county funds) plus an additional $150.00 which the next of kin or other interested parties may contribute. S 3043 would permit the State and county share to reach a maximum of $545.00 per burial and would permit next of kin or other interested parties to contribute up to an additional $400.00.

While I appreciate the fact that the level of payment for funeral costs of deceased old age assistance beneficiaries is too low and has not been increased in more than a decade, I do not believe that the payment level should be raised precipitously in any one year. Therefore, I am suggesting a slightly smaller increase in the maximum which may be paid both by the county welfare agency and by any other interested parties.

Accordingly, I am returning Senate Bill No. 3043 for reconsideration with the recommendation that it be amended as follows:

Page 1, Section 1, Line 10: Omit ''$600.00'', insert ''$350.00''.

Page 1, Section 1, Line 12: Omit "$600.00", insert "$350.00".

Page 1, Section 1, Line 20A, Omit "$400.00", insert "$250.00".

Page 2, Section 2, Line 1: Omit "immediately", insert "July 1, 1980".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
December 17, 1979.

SENATE BILL NO. 3294

To the Senate:

Pursuant to Article V, Section 1, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 3294, with my objections, for reconsideration.

S 3294 would establish a moratorium on the assessment and taxation as real property of certain mobile homes on leased land until October 1, 1980 for the tax year 1981. The stated purpose of the bill is to permit local governments to adjust to the changes in taxation principles brought about by the N. J. Supreme Court decision in *Koester v. Hunterdon County Board of Taxation*, 79 N. J. 381 (1979). This decision states that a mobile home on leased land is taxable as real property if it serves as a permanent dwelling and receives or is entitled to the same municipal services as other dwellings. Prior to this decision it was the prevailing view that mobile homes on leased property in commercial mobile home parks were not so affixed to the land as to qualify them as real property. *Koester* suggests that intent and use rather than manner of affixation should determine whether mobile home qualifies as real property.

While I concur with the concept of allowing municipalities the opportunity to adjust to this significant change in prevailing tax assessment practices, I am concerned about the focus of the bill on mobile homes on leased land. In

my judgment, greater equity would be done by providing for all mobile homes, whether on leased or owned land.

Under my recommendation mobile homes taxed as real property on or before March 20, 1979, the date of *Koester*, would continue to be so taxed. Mobile homes not taxed as real property prior to that date could not be taxed until October 1, 1980 for the tax year 1981. Mobile homes acquired after March 20, 1979 would be taxed as real property except that mobile homes located after that date in a mobile home park in which the mobile homes were not taxed as real property prior to that date would not be taxed as real property until October 1, 1980 for the tax year 1981.

Accordingly, I herewith return Senate Bill No. 3294 for reconsideration and recommend that it be amended as follows:

Page 1, Section 1, Lines 1-11: Delete the text in its entirety and insert:

"a. Any mobile home assessed and taxed as real property prior to and on March 20, 1979 for which no appeal has been taken on the imposition of a real property tax as of said date, shall be assessed and taxed as real property. Any mobile home that was not assessed and taxed as real property prior to and on March 20, 1979 shall not be assessed and taxed as real property until October 1, 1980 for the tax year 1981.

"b. Any mobile home acquired after March 20, 1979 shall be assessed and taxed as real property; except that any mobile home located after said date in any mobile home park in which mobile homes were not assessed and taxed as real property prior to March 20, 1979 for which no appeal has been taken on the imposition of a real property tax as of said date, shall not be assessed and taxed as real property until October 1, 1980 for the tax year 1981."

Page 1, Section 1, Lines 12-13: Delete "imposed under subsection a. of this section".

Page 1, Section 1, Line 14: After "mobile homes", insert "subject to the moratorium".

Page 1, Section 1, Lines 15-16: Delete "unless such property is assessable and taxable as real property under subsection b. of this section".

Page 1, Section 2, Line 7: Delete "subsection b. of".

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

Mr. Dwyer moved that the communications be spread in full upon the journal.

Which motion was adopted.

Mr. Dwyer offered the following resolution, which was read and adopted:

Resolved, That Senate Nos. 60, 1398, 3043 and 3294 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate Nos. 60, 1398, 3043 and 3294, all as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate Nos. 60, 1398, 3043 and 3294, all as amended pursuant to the recommendations of the Governor, were taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 1020, Judiciary Committee.

Assembly No. 1051, without reference.

Assembly No. 1052, without reference.

Assembly No. 3527, County and Municipal Government Committee.

Assembly No. 3542, Revenue, Finance and Appropriations Committee.

Assembly No. 3622, without reference.

Assembly No. 3636, Judiciary Committee.

Assembly No. 3638, Institutions, Health and Welfare Committee.

Assembly No. 3652, without reference.

Assembly Nos. 1051, 1052, 3622 and 3652 were taken up, read a second time, and ordered to a third reading.

Mr. Dwyer offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Thursday, December 20, at 10 a.m., and that when it then adjourn, it be to meet on Saturday, December 22, at 10 a.m., and that when it then adjourn, it be to meet on Thursday, December 27, at 10 a.m., and that when it then adjourn, it be to meet on Saturday, December 29, at 10 a.m., and that when it then adjourn, it be to meet on Thursday, January 3, 1980, at 2 p.m.

On motion of Mr. Dwyer the Senate then adjourned.

THURSDAY, December 20, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, December 22, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore*.

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, December 27, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

SATURDAY, December 29, 1979.

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore*, the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

MONDAY, December 31, 1979

In the absence of the President, Mr. J. Russo took the Chair as President *pro tempore.*

Under the direction of the President *pro tempore,* the Secretary called the Senate, when the following Senator appeared and answered the call:

Mr. J. Russo—1.

As there was no quorum present, the Senate then adjourned.

THURSDAY, January 3, 1980.

At 2 p.m. the Senate met.

The session was opened with prayer by Reverend Robert Hilz, Trenton.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate No. 685, as amended pursuant to the recommendations of the Governor; Senate Nos. 486, 517, 1282, 1419, 1507, 3151, 3165, 3173, 3266, 3267, 3272, 3285, 3293, 3308, 3309, 3314, 3356, 3441, 3445 and 3476; Senate Committee Substitute for Senate No. 1387; and Senate Committee Substitute for Assembly No. 3485; which bills were ordered

held for delivery to the Governor and Senate Concurrent Resolution No. 69, which bill was ordered held for delivery to the Secretary of State.

On motion of Mr. Foran Assembly No. 3372 was placed back on second reading for purpose of amendment and on motion the amendment was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—30.

In the negative—None.

Assembly No. 3372, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

Mr. Foran offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3372, with Senate amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—31.

In the negative—None.

Assembly No. 3372, with Senate amendments, was given third reading by emergency resolution.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, Dwyer, Errichetti, Ewing, Foran, Friedland, Gregorio, Hamilton, Herbert, Hirkala,

Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane —26.

In the negative were—

Dorsey, Dumont, Hagedorn—3.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and given no reference.

Assembly No. 267, as amended pursuant to the recommendations of the Governor; Assembly Nos. 3655, 3662, 3669 and 3674; and Assembly Concurrent Resolution No. 3031.

Assembly No. 267, as amended pursuant to the recommendations of the Governor; Assembly Nos. 3655, 3662, 3669 and 3674; and Assembly Concurrent Resolution No. 3031 were taken up, read a second time, and ordered to a third reading.

Mr. Perskie offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3674 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—30.

In the negative—None.

Assembly No. 3674 was given third reading by emergency resolution.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—29.

In the negative—None.

On motion of Mr. Hirkala, Assembly No. 3655 was substituted for Senate No. 3490 with which it is identical, and Mr. Hirkala was added as cosponsor of Assembly No. 3655.

Assembly No. 3655 was given third reading.

On motion of Mr. Hirkala that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—31.

In the negative—None.

On motion of Mr. Zane, Assembly No. 3669 was substituted for Senate No. 3496 with which it is identical, and Mr. Zane was added as cosponsor of Assembly No. 3669.

Assembly No. 3669 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—29.

In the negative—None.

Mr. J. Russo moved to suspend the rule of the 30 bills limit, which motion was adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Zane—32.

In the negative—None.

Assembly No. 3473, with Senate amendments, was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dumont, Dwyer, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Wallwork, Zane—30.

In the negative—None.

Assembly No. 3542 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dwyer, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Wallwork—23.

In the negative were—

Cafiero, Dumont, Errichetti, Ewing, Foran, Hagedorn—6.

Mr. Vreeland moved that Senate No. 1492 be laid over, which motion lost by the following vote:

In the affirmative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Graves, Hagedorn, Hirkala, Kennedy, Parker, Rodgers, A. Russo, Vreeland, Wallwork—16.

In the negative were—

Bedell, Caufield, Dwyer, Errichetti, Friedland, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, J. Russo, Zane—16.

Senate No. 1492, with Assembly amendments, was given third reading.

On motion of J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dwyer, Errichetti, Gregorio, Herbert, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Zane —15.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Graves, Hagedorn, Hirkala, Kennedy, Orechio, Vreeland, Wallwork—14.

On motion of Mr. J. Russo, the rules were suspended and Senate No. 1492, with Assembly amendments, was laid over.

Assembly No. 871, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President),

Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Wallwork—27.

In the negative—None.

Assembly No. 881 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Vreeland, Wallwork, Zane—31.

In the negative—None.

Assembly No. 1131 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dumont, Dwyer, Errichetti, Ewing, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Vreeland, Zane—23.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Foran, Kennedy, Parker, Wallwork—7.

Assembly No. 1626, with Senate committee amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Ham-

ilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Vreeland, Wallwork, Zane—31.

In the negative—None.

Assembly No. 3622 was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Vreeland, Wallwork, Zane—30.

In the negative—None.

Assembly No. 3652 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Vreeland, Wallwork—29.

In the negative—None.

Senate No. 60, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino

(President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Senate No. 1115, with Assembly committee amendments, was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—31.

In the negative—None.

Senate No. 1398, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Orechio for Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—31.

In the negative—None.

Senate No. 3043, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Hirkala that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Merlino (President),

Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane —31.

In the negative—None.

Senate No. 3066, with Assembly committee amendments, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Vreeland, Wallwork, Zane—31.

In the negative—None.

Senate No. 3072, with Assembly committee amendments, was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—33.

In the negative—None.

Senate No. 3080, with Assembly committee amendments, was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland,

Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—31.

In the negative—None.

Senate Committee Substitute for Senate No. 3250 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Senate No. 3294, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—33.

In the negative—None.

Senate Joint Resolution No. 3012 was given third reading.

On motion of Mr. Dorsey that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland,

Gagliano, Graves, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Assembly No. 176, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—33.

In the negative—None.

Assembly No. 419, with Senate committee amendments, was given third reading.

On motion of Mr. Parker that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Assembly No. 758, with Senate committee amendments, was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Assembly No. 902 was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Assembly No. 1144, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—33.

In the negative—None.

Assembly No. 1723 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Assembly No. 1892, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Gagliano that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—33.

In the negative—None.

Assembly No. 3040 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Assembly No. 3075, with Senate committee amendments, was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Assembly No. 3263, with Senate committee amendments, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane —30.

In the negative—None.

Assembly No. 3271 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—33.

In the negative—None.

Assembly No. 3591, with Senate committee amendments, was given third reading.

On motion of Mr. Kennedy that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Vreeland, Wallwork, Zane—30.

In the negative—None.

Assembly No. 3639 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—30.

In the negative—None.

On motion of Ms. Lipman, Assembly No. 1052 was placed back on second reading for the purpose of amendment and on motion, the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dumont, Dwyer, Errichetti, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, Sheil—24.

In the negative—None.

Assembly No. 1052, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

On motion of Ms. Lipman, Assembly No. 1051 was placed back on second reading for the purpose of amendment and on motion, the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dumont, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Vreeland—27.

In the negative—None.

Assembly No. 1051, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

Mr. Hamilton offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate (the General Assembly concurring) that Assembly No. 20 be returned to the Senate for further consideration.

In the affirmative were—

Bedell, Cafiero, Caufield, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bill, which bill was read for the first time and given no reference:

Senate No. 536, with Assembly amendments.

Senate No. 536, with Assembly amendments, was taken up, read a second time, and ordered to a third reading.

The following communication was received and filed:

Child Placement Advisory Council—1979 Annual Report.

The following communications were received from the Governor:

State of New Jersey,
Executive Department,
January 3, 1980.

Senate Bill No. 139

To the Senate:

Pursuant to Article V, Section I, paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 139 with my objections, for reconsideration.

This bill would increase the amount of an intestate's property which may be distributed by affidavit in lieu of formal administration. In the case of a surviving spouse, the amount would be increased from $5,000 to $10,000. In other cases, the amount would be increased from $2,500 to $5,000. All property distributed to the surviving spouse under this act would be free of the debts of the intestate.

While I agree that the amount of property subject to in lieu administration should be increased, I do not believe that the entire amount should be free of debts. For this reason, I propose that the bill be amended to provide that only the first $5,000 with respect to a surviving spouse be free from the intestate's debts.

Accordingly, I herewith return Senate Bill No. 139 with my recommendations for reconsideration and recommend that it be amended as follows:

Page 1, Section 1, Line 8: After "administration and" insert "up to $5,000 of such assets shall be".

Page 1, Section 1, Line 9: After "intestate.", insert "Upon executing the affidavit, and upon filing it, the surviving spouse shall have all the rights, powers and duties of an administrator duly appointed for the estate and, as such, may be sued and required to account as if he had been appointed administrator by the surrogate or the Superior Court, as the case may be."

Respectfully,

[seal] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ Harold L. Hodes,
Chief of Staff, Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
January 3, 1980.

ASSEMBLY BILL No. 3485 (Senate Committee Substitute)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Assembly Bill No. 3485 (Senate Committee Substitute) with my objections, for reconsideration.

The bill seeks to amend various portions of the Casino Control Act. These amendments are necessary in order to meet deficiencies perceived during the course of the first two years of the administration of the Act. The amendments will better enable the State to achieve the purposes enunciated in the original legislation.

I support, for the most part, the bill as proposed. I am returning the bill, however, in order to improve certain provisions. These corrections serve to refine the legislation to better insure that the goals of economic development and operational integrity are met.

Accordingly, I herewith return Assembly Bill No. 3485 (Senate Committee Substitute) with my recommendation for reconsideration and recommend that it be amended as follows:

Page 5, section 11, line 23: After "traded", insert "would not, in the opinion of the employing agency, interfere with the objective discharge of such person's employment obligations, but in no instance shall any person be appointed to or employed by the commission or division if his interest in such a casino hotel or casino service industry which is publicly traded constituted".

Page 5, section 11, line 23: Omit "did not constitute".
Page 16, section 18, line 104: After "unless", insert "the party receiving payment of such interest, percentage or share is a party to the approved lease agreement; unless".

Page 16, section 18, line 104: Omit "thereto" and insert "to the lease agreement".

Page 16, section 18, line 125: After "payment", insert "to the managing party".

Page 16, section 18, line 128: Omit "both".

Page 16, section 18, line 129: After "thereunder", insert ", agreements to jointly own an approved hotel building or the land thereunder".

Page 16, section 18, line 130: Omit "may, for good cause shown" and insert "shall".

Page 16, section 18, line 131: Omit "individually" and insert "jointly".

Page 16, section 18, line 132: Omit "another" and insert "any".

Page 22, section 22, line 77: After "zoning", insert "and planning".

Page 22, section 22, line 78: After "Atlantic City,", insert "without any use variance from the provisions thereof,".

Page 22, section 84, lines 80 through 84: Omit "and that the proposed facilities have been approved by the planning board of the city of Atlantic City as to the location and design, and as to compliance with the interim or final zoning ordinance and with all elements and requirements of the master plan of the city as approved by such planning board".

Page 26, section 22, lines 65 and 66: Omit "provided that such conviction occurred within the 10-year period immediately preceding application for licensure".

Page 28, section 22, line 162: After "conviction", insert "which did not occur within the 10-year period immediately preceding application for licensure and which the applicant demonstrates by clear and convincing evidence does not justify automatic disqualification pursuant to this subsection and any conviction".

Page 33, section 24, line 112: After line 112, insert new paragraph as follows:

> "This subsection shall expire 18 months subsequent to its enactment; provided, however, that temporary licenses issued pursuant to this subsection may be continued and renewed subsequent to the expiration of this subsection as if such expiration had not occurred."

Page 34, section 25, line 58: After "casino.", insert "This subsection shall expire 18 months subsequent to

its enactment; provided, however, that temporary licenses issued pursuant to this subsection may be continued and renewed subsequent to the expiration of this subsection as if such expiration had not occurred."
Page 37, section 27, line 41: After "period.", insert "The temporary licensing provisions of this subsection shall expire 18 months subsequent to its enactment; provided, however, that temporary licenses issued pursuant to this subsection may be continued and renewed subsequent to the expiration of the temporary licensing provisions of this subsection as if such expiration had not occurred."

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

On motion of Mr. J. Russo, the communications were spread in full upon the journal.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate Nos. 139, 650 and Senate Committee Substitute for Assembly No. 3485 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate Nos. 139, 650 and Senate Committee Substitute for Assembly No. 3485, all as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate Nos. 139, 650 and Senate Committee Substitute for Assembly No. 3485, all as amended pursuant to the recommendations of the Governor, were taken up, read a second time, and ordered to a third reading.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated:

Assembly No. 3404, Revenue, Finance and Appropriations Committee.

Assembly No. 3640, Revenue, Finance and Appropriations Committee.

Assembly No. 3654, County and Municipal Government Committee.

The Revenue, Finance and Appropriations Committee reported the following bill favorably without amendment:

Assembly No. 3640.

Assembly No. 3640 was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Dorsey, Mr. A. Russo was added as cosponser of Senate Concurrent Resolution No. 111.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 334, 1047, 3071, 3173, 3191, 3324 and 3345, which bills were ordered held for delivery to the Governor.

Senate Committee Substitute for Senate No. 807, with Assembly committee amendments; Senate Nos. 1306, 3008, 3101, 3185 and 3414, all with Assembly committee amendments; and Assembly Nos. 3244, 3624 and 3648 were taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Saturday, January 5, 1980, at 2 p.m.

On motion of Mr. J. Russo, the Senate then adjourned.

SATURDAY, January 5, 1980.

At 2 p.m. the Senate met.

The session was opened with prayer by Monsignor Ardos of Trenton, N. J.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman,

Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 172, 439, 886, 1205, 1263, 1363, 1408, 1427, 1451, 1453, 3057, 3155, 3224, 3244, Senate Committee Substitute for Senate No. 1376 and Senate Committee Substitute for Assembly No. 1265, which bills were ordered held for delivery to the Governor.

Senate No. 139, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Cafiero that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

Senate No. 650, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. J. Russo that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn Hamilton, Herbert, Hirkala, Kennedy,

Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

Assembly No. 721 was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss—31.

In the negative—None.

Assembly No. 978 was given third reading.

On motion of Mr. Ewing that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—33.

In the negative was—J. Russo—1.

Assembly No. 1114 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino

(President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—31.

In the negative—None.

Assembly No. 1115 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Galiano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—33.

In the negative—None.

Assembly No. 1116 was given third reading.

On motion of Mr. Zane that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—33.

In the negative—None.

Assembly Committee Substitute for Assembly No. 1755 was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman,

Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

Assembly No. 3163 was given third reading.

On motion of Mr. Gagliano that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

Assembly No. 3427 was given third reading.

On motion of Mr. Foran that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—33.

In the negative—None.

On motion of Mr. Orechio, Assembly Concurrent Resolution No. 76 was adopted by voice vote.

On motion of Mr. Bedell, Assembly No. 3184 was placed back on second reading for the purpose of amendment and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Fried-

land, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane —30.

In the negative—None.

Assembly No. 3184, with Senate amendments, was taken up, read a second time, and ordered to a third reading.

Mr. Bedell offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 3184, with Senate amendments, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

Assembly No. 3184, with Senate amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—31.

In the negative were—

Kennedy, J. Russo—2.

Mr. Hamilton offered the following resolution, which was read and adopted by the following vote:

Be It Resolved, That the action of the Senate in passing Assembly No. 20, with Senate committee amendments be reconsidered and that the bill be placed back on second reading.

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, A. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane —30.

In the negative—None.

Mr. Hamilton offered the following resolution, which was read and adopted by the following vote:

Be It Resolved, That the November 19, 1979 action of the Senate in adopting Senate committee amendments to Assembly No. 20 be rescinded.

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane —30.

In the negative—None.

Assembly No. 20 was taken up, read a second time, and ordered to a third reading.

Mr. Hamilton offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 20 is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

Assembly No. 20 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—31.

In the negative was—Perskie—1.

Senate Committee Substitute for Assembly No. 3485, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Zane—32.

In the negative—None.

Assembly No. 3509 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—32.

In the negative—None.

Assembly No. 3481 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Errichetti, Ewing, Feldman, Foran, Friedland, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo J. Russo, Vreeland, Wallwork, Weiss, Zane—30.

In the negative—None.

Assembly No. 3494 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Caufield, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, Sheil, Weiss—16.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Herbert, Kennedy, Parker, A. Russo, J. Russo, Vreeland, Wallwork —15.

On motion of Ms. Lipman the rules were suspended and Assembly No. 3494 was laid over.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 3020, 3096, 3268, 3269, 3273, 3274, 3307 and Senate Committee Substitute for Senate No. 3410, which bills were ordered held for delivery to the Governor.

Assembly No. 3067 was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—29.

In the negative were—

Dumont, Foran, Gagliano, Hagedorn—4.

Assembly No. 3456 was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dwyer, Errichetti, Feldman, Foran, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Sheil, Weiss, Zane—24.

In the negative were—

Dorsey, Dumont, Ewing, Hagedorn, J. Russo, Vreeland, Wallwork—7.

Assembly No. 3461 was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, J. Russo, Sheil, Weiss, Zane—21.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Parker, Vreeland—11.

Senate Committee Substitute for Senate No. 3279 was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, A. Russo, J. Russo, Vreeland, Wallwork, Weiss, Zane—32.

In the negative—None.

Senate No. 3281, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—32.

In the negative—None.

Senate No. 3282, as amended, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Dumont, Dwyer, Ewing, Feldman, Foran, Hagedorn, Merlino (President), Orechio, Sheil, Vreeland, Wallwork—12.

In the negative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Perskie, A. Russo, Weiss, Zane—17.

Mr. Hagedorn moved to place Senate No. 3492 back on second reading, which motion lost by the following vote:

In the affirmative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Parker, Vreeland, Wallwork—12.

In the negative were—

Caufield, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, J. Russo, Sheil, Zane—18.

Senate No. 3492 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Cafiero, Caufield, DiFrancesco, Dorsey, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—28.

In the negative were—

Dumont, Ewing—2.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated.

Assembly No. 3328, County and Municipal Government Committee.

Senate No. 403, with Assembly amendments, without reference.

Senate No. 403, with Assembly amendments, was taken up, read a second time and ordered to a third reading.

The following communication was received from the Governor:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
January 5, 1980.

SENATE BILL No. 1370 (2nd OCR)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 1370 (2nd OCR), with my objections, for reconsideration.

This bill would require each State agency to submit an annual report to the Commission on Capital Budgeting and Planning on all real property owned or leased by the agency specifying its size, value, and condition, as well as its past, present and planned uses and its availability to other governmental agencies.

The purpose of the bill is to assist the Commission in its task of efficiently utilizing the State's capital resources but amendment is necessary, I believe, to accomplish this goal.

The Bureau of Real Property Management in the Department of the Treasury is now compiling such information for land and has the computerized capacity for constant updating rather than the annual report mandated by the bill which would not remain accurate for any great length of time. The preferable procedure is for the Bureau of Real Property Management to accumulate building information on a problem by problem basis, thus saving the agencies the staff time which would be necessary for the required annual review under the bill.

I am therefore returning Senate Bill No. 1370 (2nd OCR) and recommend that it be amended as follows:

Page 2, Section 1, Line 52: Delete "A report on" and insert "Such other information as the commission may request."

Page 2, Section 1, Lines 53 to 56: Delete in its entirety and insert

"c. Each State agency shall, when requested, provide the commission with supplemental information in addition to that to be available to the commission under the computer-

ized record keeping of the Department of the Treasury, Bureau of Real Property Management, concerning any real property owned or leased by the agency including its current or future availability for other State uses."

Page 3, Section 1, Line 65: Delete "c" and insert "d".

Respectfully,

/s/ BRENDAN BYRNE,
Governor.

[SEAL]
Attest:
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

On motion of Mr. J. Russo, the communication was spread in full upon the journal.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That Senate No. 1370 be given first reading for the purpose of re-enactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate No. 1370, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate No. 1370, as amended pursuant to the recommendations of the Governor was taken up, read a second time, and ordered to a third reading.

The Revenue, Finance and Appropriations Committee reported the following bill favorably without amendment:

Assembly No. 3404.

Assembly No. 3404 was taken up, read a second time, and ordered to a third reading.

On motion of Mr. J. Russo, Assembly No. 916 was referred to the Revenue, Finance and Appropriations Committee.

The following bills were read for the first time by their titles and referred to committee as indicated:

Senate No. 3501, by Mr. Friedland, without reference.

Senate No. 3502, by Messrs. Gregorio, Bedell, Kennedy, Rodgers and DiFrancesco, without reference.

Senate No. 3503, by Mr. Feldman, without reference.

Senate No. 3504, by Mr. Dwyer, without reference.

Senate No. 3505, by Ms. Lipman, without reference.

Senate No. 3506, by Mr. Merlino, without reference.

Senate Nos. 3501, 3502, 3503, 3504, 3505 and 3506 were taken up, read a second time, and ordered to a third reading.

On motion of Mr. Merlino Senate No. 3486 was referred to the Energy and Environment Committee.

On motion of Mr. J. Russo, the Senate recessed for one-half hour.

The Senate reconvened at 8 p.m. and upon calling the roll the following Senators answered the call and the President declared a quorum present:

> Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

Senate No. 3498 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Caufield, DiFrancesco, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Sheil—22.

In the negative were—

> Cafiero, Dorsey, Dumont, Ewing, Foran, Hagedorn, Parker, Vreeland, Wallwork, Weiss, Zane —11.

Senate No. 3499 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

> Bedell, Caufield, DiFrancesco, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton.

Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Sheil—22.

In the negative were—

Cafiero, Dorsey, Dumont, Ewing, Foran, Hagedorn, Parker, Vreeland, Wallwork, Weiss, Zane —11.

Senate No. 3500 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Sheil—22.

In the negative were—

Cafiero, Dumont, Ewing, Foran, Hagedorn, Parker, Vreeland, Wallwork, Weiss, Zane—10.

Assembly No. 1318, with Senate amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Dwyer, Errichetti, Gregorio, Hamilton, Hirkala, Lipman, Merlino (President), Perskie, Sheil, Weiss—12.

In the negative were—

Caufield, DiFrancesco, Dorsey, Dumont, Ewing, Feldman, Foran, Gagliano, Hagedorn, Herbert, Kennedy, Musto, Orechio, Parker, J. Russo, Vreeland, Wallwork, Zane—18.

Mr. Hamilton offered the following resolution, which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 1370, as amended pursuant to the recommendations of the Governor, is an

emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane—32.

In the negative—None.

Senate No. 1370, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hagedorn, Hamilton, Herbert, Kennedy, Lipman, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Vreeland, Wallwork, Weiss, Zane —30.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, wihch bills were read for the first time and given no reference:

Assembly Nos. 3677 and 3678.

Assembly Nos. 3677 and 3678 were taken up, read a second time, and ordered to a third reading.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Monday, January 7, 1980, at 2 p.m.

On motion of Mr. J. Russo the Senate then adjourned.

MONDAY, January 7, 1980.

At 2 p.m. the Senate met.

The session was opened with prayer by Monsignor Shenrock.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—39.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 3245, 3310, 3349, 3470, 3477 and Senate Committee Substitute for Assembly No. 3485, which bills were ordered held for delivery to the Governor.

Senate Committee Substitute for Senate No. 807, with Assembly committee amendments, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Senate No. 1306, with Assembly committee amendments, was given third reading.

On motion of Mr. Gagliano that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3008, with Assembly committee amendments, was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Senate No. 3185, with Assembly committee amendments, was given third reading.

On motion of Mr. Orechio that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy.

Laskin, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 3414, with Assembly committee amendments, was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Assembly No. 3662 was given third reading.

On motion of Mr. Dumont that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Assembly Concurrent Resolution No. 3031 was given third reading.

On motion of Mr. Hagedorn that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Weiss, Yates, Zane—36.

In the negative—None.

Senate No. 536, with Assembly amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Yates, Zane—25.

In the negative were—

Cafiero, Dorsey, Ewing, Foran, Gagliano, Kennedy, Laskin, Parker, Vreeland—9.

The following communication was received from the Governor:

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT

SENATE BILL NO. 3362 (OCR)
CORRECTED COPY

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I herewith return Senate Bill No. 3362 (OCR) with my objection, for reconsideration.

I have carefully studied the subject legislation which seeks to provide more exact standards and definitions of noise induced occupational hearing loss and to increase the benefits

for certain forms thereof. By defining noise induced occupational hearing loss in terms of bilateral loss of hearing acuity only after a prolonged and habitual exposure to hazardous noise in employment this legislation has raised substantive medical questions about which there is much difference. Some contend earnestly that, for example, an operator of a pneumatic drill working in a closely-confined space, might well experience an occupational hearing loss in less than forty weeks not of a traumatic nature and further that persons of unusual occupational callings might suffer an occupational hearing loss in one ear. There is also dispute with respect to the fence of 30 decibels established in the legislation. Respected scientific bodies have chosen higher or lower fences.

Finally, I am concerned that for determining the degree of hearing loss for awarding compensation under the bill, the average hearing threshold for each ear shall be determined by adding the hearing thresholds for the four frequencies, 500, 1,000, 2,000 and 3,000 hertz and dividing that sum by 4. My concern is that occupational hearing loss rarely affects the lower ranges of hearing and the ranges of 2,000 and 3,000 are the ranges of common speech, particularly the discerning of consonants.

Accordingly, I am recommending changes in the bill to overcome these objections. The fence of 30 decibels will be reasonable if the formula is adjusted as I recommend. These recommendations may not solve all future problems, but the Legislature has wisely provided for an 18 month study period to report back on any deficiencies.

Accordingly, I herewith return Senate Bill No. 3362 (OCR) for reconsideration and recommend that it be amended as follows:

Page 1, Section 2, Line 8: After "accident." insert "Exceptional cases of sensorineural hearing loss can be considered occupational hearing loss providing it can be established that the cause was short term exposures to high intensity noise levels."

Page 2, Section 3, Lines 1-9: Omit "For purposes of determining the degree of hearing loss for" on line 1 and all of lines 2-9.

Page 2, Section 3: Insert new subsection a. as follows: "For purposes of determining the degree of hearing loss for

awarding compensation for noise induced occupational hearing loss, the average hearing threshold for each ear shall be determined by adding the hearing thresholds (ANSI) for the three frequencies 1,000, 2,000 and 3,000 hertz and dividing that sum by three. To determine the binaural disability, subtract the 30dB (low fence) from the obtained average in each ear. This decibel amount is then multiplied by 1.5% for each ear. Then multiply the smaller percentage (the better ear) by 5 and add the larger number (the poorer ear) and divide the resulting number by 6. This resulting number is the percentage of binaural hearing disability to be used pursuant to the provisions of section 9 of this act."

Page 2, Section 3, Line 16: After "compensable." insert "If the audiogram is performed on an ASA calibrated audiometer, the hearing threshold level must be converted to ANSI calibration levels."

Page 2, Section 3, Lines 17-28: Omit entirely.

Page 3, Section 4, Line 5: After "a" omit "pre-employment" insert "placement".

Page 3, Section 4, Line 11: Omit "pre-employment" insert "placement".

Page 3, Section 6, Line 2: Omit "500,".

Respectfully,

/s/ BRENDAN BYRNE,
Governor.

On motion of Mr. J. Russo the communication was spread in full upon the journal.

Mr. Bedell offered the following resolution which was read and adopted:

Resolved, That Senate No. 3362 be given first reading for the purpose of reenactment pursuant to the recommendations of the Governor.

Further Resolved, That Senate No. 3362, as amended pursuant to the recommendations of the Governor, be advanced to second reading.

Senate No. 3362, as amended pursuant to the recommendations of the Governor, was taken up, read a second time, and ordered to a third reading.

Mr. Bedell offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Senate No. 3362, as amended pursuant to the recommedations of the Governor, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—36.

In the negative were—Herbert, Laskin—2.

Senate No. 3362, as amended pursuant to the recomendations of the Governor, was given third reading by emergency resolution.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gregorio, Hagedorn, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, J. Russo, Scardino, Vreeland, Wallwork, Weiss, Yates—24.

In the negative were—

Dorsey, Hamilton, Herbert, Laskin, A. Russo—5.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bills, which bills were read for the first time and referred by the President as indicated.

Assembly No. 1623, as amended pursuant to the recommendations of the Governor, without reference.

Assembly Committee Substitute for Assembly No. 3368, Law, Public Safety and Defense Committee.

Assembly No. 3679, without reference.

Assembly No. 1623, as amended pursuant to the recommendations of the Governor, and Assembly No. 3679 were taken up, read a second time, and ordered to a third reading.

Mr. Bedell offered the following resolution which was read and adopted by the following vote:

Be It Resolved by the Senate by the vote of three-fourths of all of its members, signified by yeas and nays entered on the Journal of the Senate, that Assembly No. 1623, as amended pursuant to the recommendations of the Governor, is an emergency measure and may proceed forthwith from second to third reading.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dumont, Dwyer, Errichetti, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Vreeland, Wallwork, Weiss—31.

In the negative was—Laskin—1.

Mr. Hagedorn moved to concur in the Assembly amendments to Senate No. 403 by Senate amendment, and on motion the amendments were adopted by the following vote:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Weiss, Yates, Zane—37.

In the negative was—Laskin—1.

Senate No. 403, as further amended was taken up, read a second time, and ordered to a third reading.

Assembly No. 3640 was given third reading.

On motion of Mr. Dodd that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—39.

In the negative—None.

Assembly No. 1875, with Senate committee amendments, was given third reading.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

Senate No. 3101, with Assembly committee amendments, was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers,

A. Russo, J. Russo, Scardino, Sheil, Wallwork, Weiss, Yates—26.

In the negative were—

Dorsey, Dumont, Foran, Hagedorn, Kennedy, Laskin, Vreeland—7.

Assembly No. 688 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, J. Russo, Sheil, Weiss—22.

In the negative were—

Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Scardino, Vreeland, Wallwork—14.

Mr. Feldman assumed the duties of the chair.

Senate No. 3494 was given third reading.

On motion of Ms. Lipman that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, Sheil, Weiss, Yates, Zane—23.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, J. Russo, Scardino, Vreeland—14.

Mr. Merlino resumed the duties of the chair.

Senate No. 630, with Assembly amendments, was given third reading.

On motion of Mr. Wallwork that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Vreeland, Wallwork, Weiss, Yates—33.

In the negative—None.

Assembly No. 267, as amended pursuant to the recommendations of the Governor, was given third reading.

On motion of Mr. DiFrancesco that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Orechio, Parker, A. Russo, J. Russo, Scardino, Vreeland, Wallwork, Zane —21.

In the negative were—

Herbert, Hirkala, Laskin, Merlino (President), Perskie—5.

Assembly No. 1623, as amended pursuant to the recommendations of the Governor, was given third reading by emergency resolution.

On motion of Mr. Bedell that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dumont, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Sheil—22.

In the negative were—

Cafiero, DiFrancesco, Dodd, Ewing, Foran, Hagedorn, Kennedy, Laskin, J. Russo, Scardino, Vreeland, Wallwork, Zane—13.

The Judiciary Committee reported the following nominations favorably:

To be a member of the New Jersey State Council on the Arts, Alvin E. Gershen, of Princeton, to succeed himself, for the term prescribed by law.

To be a member of the New Jersey State Council on the Arts, Theophil D. Krehel, of Colonia, to succeed himself, for the term prescribed by law.

To be a member of the Economic Development Council, Robert G. Thoma, of Mountain Lake, to succeed Lloyd Christianson, for the term prescribed by law.

To be a member of the Bergen County Board of Taxation, Joan Murray, of Mahwah, to succeed herself, for the term prescribed by law.

To be a member of the Board of Professional Planners, Edna Zdenek, of Westfield, to succeed Thomas Birdsall, for the term prescribed by law.

To be a member of the Commission on Radiation Protection, Fred Sterzer, Ph.D., of Princeton, to succeed Harry Reese, Jr., for the term prescribed by law.

To be a member of the Marine Fisheries Council, William E. Bowen, of Bridgeton, for the term of two years, as prescribed by law.

To be a member of the Marine Fisheries Council, Wallace C. Laudeman, of Cape May, for the term of two years, as prescribed by law.

To be a member of the Marine Fisheries Council, Jack Meyer, of Brick Township, for the term of three years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Clinton C. Crocker, of New Shrewsbury, for a term of six years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Isabelle L. Kirchner, of Union, for a term of six years, as prescribed by law.

To be a member of the Board of Trustees of the State School for the Arts, Charles K. Robinson, of Kearny, for a term of four years, as prescribed by law.

To be a member of the Advisory Board on Carnival Amusement Ride Safety, Charlotte DeFilippo, of Hillside, to succeed William Shiel, resigned, for the term prescribed by law.

To b a member of the Marine Fisheries Council, Ann E. Myles, of Cherry Hill, for the term of one year, as prescribed by law.

On motion of Mr. Musto that the Senate do declare the confirmation of the above nominations to be an emergency matter, the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—37.

In the negative—None.

On motion of Mr. Musto, the above nominations were taken up.

Upon the question "Will the Senate advise and consent to the above nominations?" It was decided as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—38.

In the negative—None.

The above nominations were declared unanimously confirmed.

Assembly No. 280 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Maressa, Merlino (President), Musto, Orechio, Parker, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Yates, Zane—30.

In the negative were—

Perskie, J. Russo—2.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bill, which bill was read for the first time and given no reference:

Assembly No. 3455.

Assembly No. 3455 was taken up, read a second time, and ordered to a third reading.

On motion of Mr. Gregorio Assembly No. 3455 was substituted for Senate No. 3502.

Mr. J. Russo moved to return Assembly No. 3455 to committee which motion lost by the following vote:

In the affirmative were—

Bedell, Dorsey, Dumont, Ewing, Foran, Hagedorn, Parker, J. Russo, Vreeland, Wallwork—10.

In the negative were—

Caufield, DiFrancesco, Dodd, Errichetti, Feldman, Friedland, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Rodgers, A. Russo, Scardino, Sheil, Yates, Zane —25.

Assembly No. 3455 was given third reading.

On motion of Mr. Gregorio that the bill pass the vote was as follows:

In the affirmative were—

Caufield, DiFrancesco, Dodd, Dorsey, Errichetti, Feldman, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Zane —30.

In the negative were—

Cafiero, Dumont, Parker, Foran, J. Russo—5.

Senate No. 1492, with Assembly amendments, was given third reading.

On motion of Mr. Feldman that the bill pass the vote was as follows:

In the affirmative were—

Caufield, Dodd, Dwyer, Errichetti, Feldman, Friedland, Gregorio, Hamilton, Herbert, Lipman, Maressa, Merlino (President), Musto, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Yates, Zane—21.

In the negative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Graves, Hagedorn, Hirkala, Kennedy, Laskin, Orechio, Parker, Vreeland, Wallwork, Weiss—17.

On motion of Mr. Friedland Assembly No. 3679 was substituted for Senate No. 3501 with which it is identical, and Mr. Friedland was added as cosponsor of Assembly No. 3679.

Assembly No. 3679 was given third reading.

On motion of Mr. Friedland that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, Dodd, Dorsey, Dwyer, Errichetti, Feldman, Friedland, Gagliano, Graves, Gregorio, Herbert, Hirkala, Laskin, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Weiss, Yates, Zane—27.

In the negative were—

Dumont, Ewing, Hagedorn—3.

Assembly No. 3624 was given third reading.

On motion of Mr. Herbert that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Skevin, Vreeland, Wallwork, Yates, Zane—34.

In the negative—None.

A motion by Mr. J. Russo to suspend the 30 bill limit was adopted by voice vote.

Assembly No. 3648 was given third reading.

On motion of Mr. Graves that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Zane—34.

In the negative—None.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following bill, which bill was read for the first time and given no reference:

Senate No. 1335, with Assembly committee amendments.

Senate No. 1335, with Assembly committee amendments, was taken up, read a second time, and ordered to a third reading.

Senate No. 1335, with Assembly committee amendments, was given third reading.

On motion of Mr. Kennedy that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Feldman, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil. Vreeland, Wallwork, Yates, Zane—32.

In the negative were—

Ewing, Foran—2.

Assembly No. 3244 was given third reading.

On motion of Mr. Hamilton that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, Caufield, Dodd, Dumont, Dwyer, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Weiss, Yates, Zane—30.

In the negative were—

DiFrancesco, Dorsey, Hagedorn, Laskin, Parker, Wallwork—6.

Assembly No. 3335 was given third reading.

On motion of Mr. Perskie that the bill pass the vote was as follows:

In the affirmative were—

Bedell, Cafiero, DiFrancesco, Dodd, Errichetti, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Hirkala, Kennedy, Lipman, Maressa, Merlino (President), Parker, Perskie, Rodgers, Sheil, Weiss, Yates—22.

In the negative were—

Caufield, Dorsey, Dumont, Gregorio, Hagedorn, Herbert, Laskin, Orechio, A. Russo, J. Russo, Scardino, Vreeland, Wallwork—13.

Mr. Feldman assumed the duties of the chair.

Assembly No. 3114 was given third reading.

On motion of Mr. A. Russo that the bill pass the vote was as follows.

In the affirmative were—

Bedell, Cafiero, Caufield, DiFrancesco, Dumont, Errichetti, Ewing, Feldman, Foran, Gagliano, Graves, Gregorio, Hagedorn, Herbert, Hirkala, Kennedy, Lipman, Maressa, Orechio, Parker, Perskie, Rodgers, A. Russo, Scardino, Vreeland, Wallwork, Weiss, Yates—28.

In the negative were—

Laskin, Zane—2.

Mr. Merlino resumed the duties of the chair.

Mr. Hagedorn moved that the Senate adjourn, which motion lost by the following vote:

In the affirmative were—

Cafiero, DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, A. Russo, Vreeland, Wallwork—14.

In the negative were—

Bedell, Caufield, Dwyer, Errichetti, Feldman, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Orechio, Perskie, J. Russo, Weiss, Yates, Zane—19.

Mr. J. Russo moved to put the Senate under call, which motion was adopted by voice vote.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bills:

Senate Nos. 60, 139, 403, 650, 1370, 1398, 1446, 1454, 1471, 3043, 3167, 3169; Senate Committee Substitute for Senate No. 3250; Senate Nos. 3281, 3294, 3362, 3383, 3415, 3421, 3492 and Senate Joint Resolution No. 3012; which bills were ordered held for delivery to the Governor.

On motion of Mr. J. Russo, the Senate recessed for 5 minutes.

The Senate reconvened, and upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Cafiero, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Ewing, Feldman, Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Merlino (President), Orechio, Parker, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Vreeland, Wallwork, Weiss, Yates, Zane—35.

On motion of Mr. J. Russo the call of the Senate was lifted.

The following communications were received from the Governor:

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
January 7, 1980.

SENATE BILL No. 417 (Official Copy Reprint)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 417 (Official Copy Reprint), without my approval.

This bill would require every restaurant to prominently display choke-prevention posters in the food preparation and service areas of the restaurant. It would also require every restaurant to make available to customers choke-prevention pamphlets. The posters and pamphlets would be prepared and distributed by the Department of Health through local boards of health. This bill further provides that no person would be obligated to attempt to remove food lodged in a person's throat, nor would any such attempt in good faith result in civil liability for any acts or omissions in the rendering of emergency assistance.

Every good idea need not be memorialized as law in our ever expanding statutory codes. There are ample mechanisms available within the Department of Health to help encourage and foster programs and informational devices regarding choke-prevention. The desirability of leaving such matters on a voluntary flexible basis with the Depart-

ment of Health is readily apparent from this bill's treatment of restaurants and choke-prevention. This bill does not require posters and pamphlets in the kitchens and dining rooms of private homes or on vending machines; restaurants should have been similarly treated. This bill does not require restaurants to provide posters and pamphlets regarding emergency rules in case of a fire; choke-prevention should have been similarly treated.

In any event, since this bill does not provide any penalties for violation of its provisions, there would be little public benefit at a significant public cost. There is no incentive for restaurant proprietors to display choke-prevention posters and pamphlets which they might consider unappealing and burdensome. Yet, the Department of Health would be required, at taxpayers expense, to print, supply and distribute these items.

Finally, the provision which absolves from liability anyone rendering assistance in good faith to a choking victim is superfluous and therefore potentially misleading since a rule presently exists by virtue of the "Good Samaritan Law" P. L. 1963, c. 140.

I am, therefore, returning Senate Bill No. 417 (Official Copy Reprint) without my approval.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Governor.

Attest:
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT,
January 7, 1980.

SENATE BILL NO. 1463 (Second Official Copy Reprint)

To the Senate:

Pursuant to Article V, Section I, Paragraph 14(a) of the Constitution, I herewith return Senate Bill No. 1463 (Second Official Copy Reprint) without my approval.

This bill would direct the Department of Environmental Protection (DEP) within one year of the effective date of this bill, to adopt rules and regulations establishing the "general criteria for evaluating the suitability of specific sites for the location of any new commercial solid waste

facility for the disposal of hazardous or chemical waste." After the effective date of this bill the DEP would be prohibited from approving any new commercial hazardous or chemical waste facility until the department had adopted such rules and regulations.

Further, the bill would provide that the department submit the rules to legislative oversight. The rules would take effect unless within sixty days of the date of transmittal to the Legislature, that body should pass a concurrent resolution stating that it did not favor such rules.

While I support the intent of the bill to insure that proper criteria are in place to review applications for hazardous waste treatment facilities, I am concerned about several aspects of the legislation. The bill gives no new authority to the DEP since they already are empowered to adopt rules for hazardous waste. In fact, the department has proposed rules and regulations to deal with hazardous waste facilities and is conducting siting studies to determine the best locations for such facilities. The DEP informs me that they intend to conform these rules and regulations to the requirements of this legislation.

Further, the bill would subject the rules and regulations of the DEP proposed under this bill to legislative oversight. If the Legislature exercised their oversight authority as set forth in this legislation this could delay adoption of regulations and frustrate the ability of the department to review any such facility which applies for a permit.

The bill was certainly well intended when introduced. However, it attempts to deal with a significant problem in a limited manner. Since the bill was introduced, I have undertaken a four-part program on hazardous waste which deals with the problem in a more comprehensive manner. We are utilizing the Federal-State Hazardous Waste Strike Force to intensify efforts by various agencies to detect and prosecute the illegal handling and disposal of toxic waste. I have introduced bills to impose new criminal sanctions for violators, including stiff fines and jail sentences for those convicted of illegal disposal, and to amend the New Jersey Spill Compensation and Control Act to provide additional funds from the chemical industry to help pay for the clean up of chemical spills, pending the determination of liability. My Hazardous Waste Advisory Commis-

sion will be reporting in the near future on an overall policy and system for disposing of hazardous waste in ways which will best protect the public. Enactment of Senate Bill No. 1463 at this time would appear unnecessary in the midst of these other initiatives.

Therefore, I herewith return Senate Bill No. 1463 (Second Official Copy Reprint) without my approval.

Respectfully,

[SEAL] /s/ BRENDAN BYRNE,
Attest: *Governor.*
/s/ HAROLD L. HODES,
Chief of Staff, Secretary.

On motion of Mr. J. Russo the communications were spread in full upon the journal.

The Revenue, Finance and Appropriations Committee reported the following bill favorably without amendment:

Assembly No. 76.

Assembly No. 76 was taken up, read a second time, and ordered to a third reading.

A resolution by Mr. Laskin regarding the tax bill situation was referred to the Judiciary Committee for further consideration.

Mr. J. Russo offered the following resolution, which was read and adopted:

Resolved, That when the Senate adjourns, it be to meet on Tuesday, January 8, 1980, at 10 a.m.

On motion of Mr. J. Russo the Senate then adjourned.

TUESDAY, January 8, 1980.

The Senate met at 11:20 a.m.

The session was opened with prayer by Senator Hirkala, 34th District.

Upon calling the roll the following Senators answered the call and the President declared a quorum present:

Bedell, Caufield, DiFrancesco, Dodd, Dorsey, Dumont, Dwyer, Errichetti, Ewing, Feldman,

Foran, Friedland, Gagliano, Graves, Gregorio, Hagedorn, Hamilton, Herbert, Hirkala, Kennedy, Laskin, Lipman, Maressa, Merlino (President), Musto, Orechio, Parker, Perskie, Rodgers, A. Russo, J. Russo, Scardino, Sheil, Skevin, Vreeland, Wallwork, Yates, Zane—38.

On motion of Mr. J. Russo the reading of the journal of the previous session was dispensed with.

Assembly No. 3677 was given third reading.

On motion of Mr. Dwyer that the bill pass the vote was as follows:

Mr. Hagedorn moved to appeal to the Senate to speak on a point of personal privilege which motion lost by the following vote:

In the affirmative were—

DiFrancesco, Dorsey, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, Vreeland, Wallwork—12.

In the negative were—

Caufield, Dodd, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, A. Russo, J. Russo, Scardino, Sheil, Yates, Zane—23.

Mr. Perskie moved to call the previous question, which motion was adopted by the following vote:

In the affirmative were—

Bedell, Caufield, Dodd, Dwyer, Errichetti, Feldman, Graves, Gregorio, Hamilton, Herbert, Hirkala, Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, Scardino, Sheil, Skevin, Yates, Zane—23.

In the negative were—

Dorsey, Dumont, Vreeland, Wallwork—4.

The vote on Assembly No. 3677 was as follows:

In the affirmative were—

Bedell, Caufield, Dwyer, Errichetti, Feldman, Friedland, Graves, Gregorio, Herbert, Hirkala,

Lipman, Maressa, Merlino (President), Musto, Orechio, Perskie, Rodgers, Scardino, Sheil, Skevin, Yates—21.

In the negative were—

DiFrancesco, Dodd, Dumont, Ewing, Foran, Gagliano, Hagedorn, Kennedy, Laskin, Parker, A. Russo, Vreeland, Wallwork, Weiss, Zane—15.

Assembly No. 3678 was given third reading.

On motion of Mr. Yates that the bill pass the vote was as follows:

Mr. Friedland moved to call the previous question, which motion was adopted by the following vote:

In the affirmative were—

Bedell, Caufield, Errichetti, Friedland, Graves, Herbert, Hirkala, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, Sheil, Skevin, Yates—16.

In the negative were—

Dodd, Dumont, A. Russo, J. Russo, Vreeland, Wallwork—6.

The vote on Assembly No. 3678 was as follows:

In the affirmative were—

Bedell, Caufield, Errichetti, Friedland, Graves, Herbert, Lipman, Merlino (President), Musto, Orechio, Perskie, Rodgers, Scardino, Sheil, Skevin, Yates—16.

In the negative were—

Dodd, Dorsey, Dumont, Hagedorn, Laskin, A. Russo, J. Russo, Vreeland, Wallwork—9.

The Secretary reported receipt of a message from the General Assembly that the General Assembly has passed the following Senate bill:

Senate No. 3157, which bill was ordered held for delivery to the Governor.

Mr. J. Russo moved that the Senate adjourn at 11:58 a.m. *sine die.*

The Senate then adjourned *sine die.*

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